

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

January, 1938

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

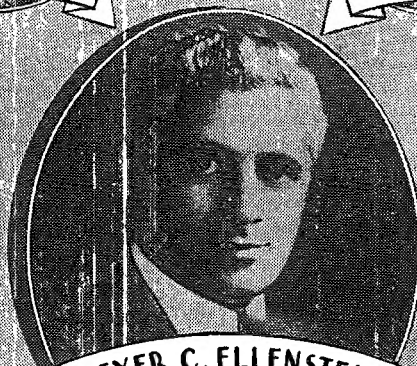
HARRY S. REICHENSTEIN



JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	FREE PUBLIC LIBRARY
MOTORS	NEWARK MUSEUM
CITY RAILWAY	
NEWARK METROPOLITAN AIRPORT	

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	ALL LICENSES (Except Jitneys)
FIRE	POLICE COURTS
DIVISION OF BUILDINGS	ELECTRICAL BUREAU

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

DOCKS	MUNICIPAL WATERFRONTS
SHADE TREE	PORT NEWARK DEVELOPMENT
SMOKE ABATEMENT	ALL PUBLIC BUILDINGS
WEIGHTS and MEASURES	PRINTING and STATIONERY
PUBLIC CITY PARKS	
NEWARK MUNICIPAL FARMERS' MARKETS	

NEWARK CITY GOVERNMENT

Department of Public Works

HON. PEARCE R. FRANKLIN

BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME
FOR BOYS

OUTDOOR POOR
EMPLOYMENT BUREAU
BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER

AUDITOR OF ACCOUNTS
TAX RECEIVER

MARTIN ACT DEPARTMENT

INTER-DEPARTMENTAL

CITY CLERK
LAW DEPARTMENT
BOARD OF ADJUSTMENT
DEPARTMENT OF CENTRAL PURCHASE
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL

City Clerk's Department

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Marriage License Bureau.....	Second Floor
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Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

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JOSEPH B. SUGRUE, Assistant Corporation Counsel

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

THIRD FLOOR

Leo Cluesmann	Chairman
Harry L. Wagman	Commissioner
Joseph W. O'Loughlin	Commissioner
Harry S. Reichenstein.....	Secretary

BUREAU OF PURCHASES

City Hall, Basement

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water.....	City Hall, Annex
Sewers.....	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall Basement
Lighting	City Hall, Basement
Inspector of Gas Meters.....	City Hall, Basement
Jitneys	City Hall, Basement
Free Public Library	5 Washington Street
Museum Association	5 Washington Street
Newark Museum	49 Washington Street
City Railway	City Hall, Third Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths.....	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys.....	Verona, N. J.
Almshouse	Ivy Hill, Newark, N. J.
Outdoor Poor	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays.....	City Hall, Second Floor
Convalescent Hospital.....	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions.....	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures.....	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Docks	City Hall, Third Floor and Second Floor
Port Newark	City Hall, Third Floor and Second Floor

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts.....	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund.....	City Hall, Second Floor
Martin Act Department.....	City Hall, Fourth Floor

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct.....	Corner Market and Read Streets
Fourth Precinct.....	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Third Criminal Court.....	Market and Read Streets
Fire Division	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street
Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street

Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-99 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
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Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	32 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor

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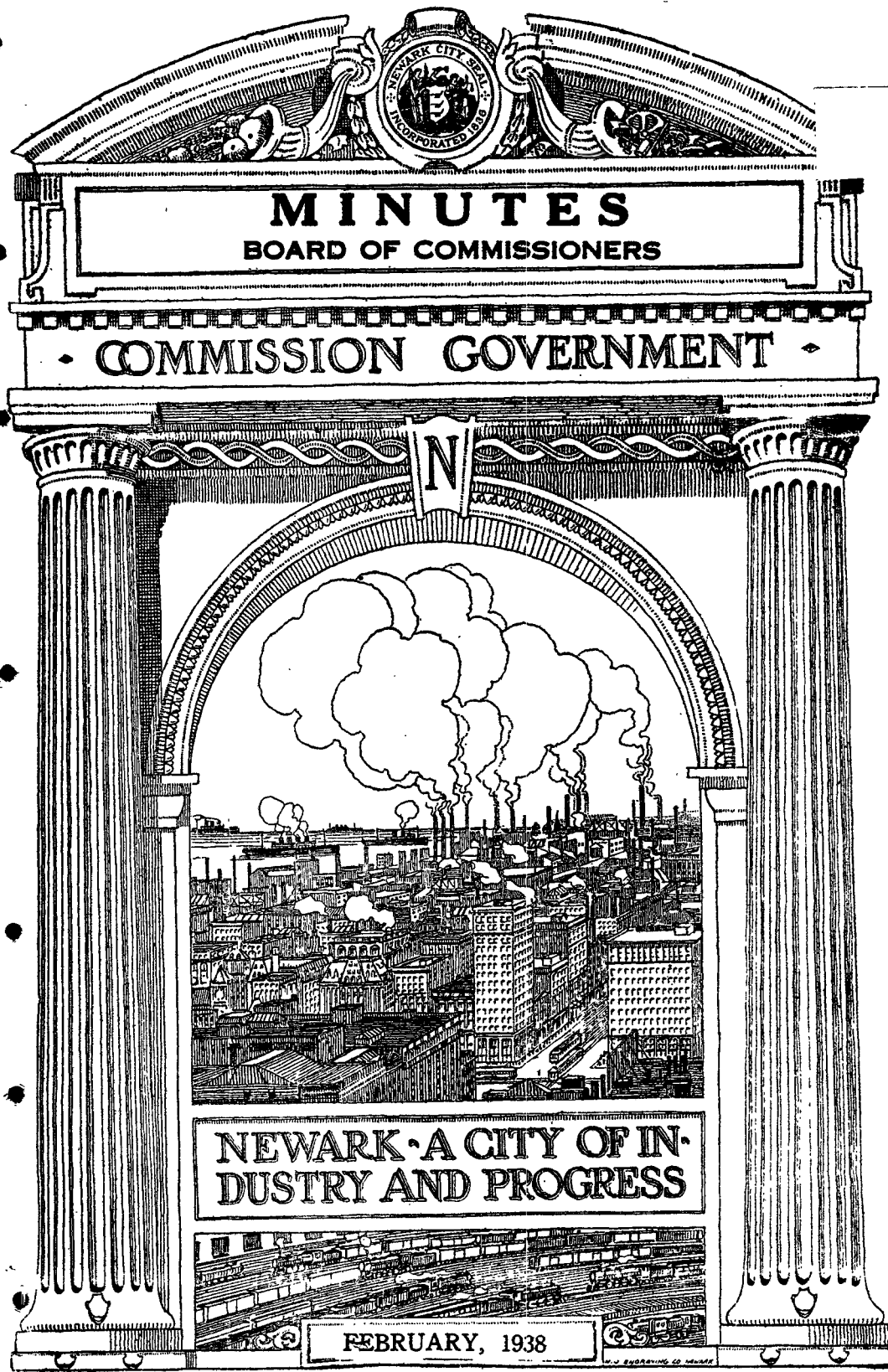
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Feb.



MINUTES
BOARD OF COMMISSIONERS

COMMISSION GOVERNMENT

N

NEWARK A CITY OF IN-
DUSTRY AND PROGRESS

FEBRUARY, 1938

MINUTES OF MEETINGS
OF THE
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of Newark, N. J.

February, 1938

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MEYER C. ELLENSTEIN, Mayor
VINCENT J. MURPHY
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PEARCE R. FRANKLIN

City Clerk

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Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection	City Hall Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
Free Public Library	5 Washington Street
Museum Association	5 Washington Street
Newark Museum	49 Washington Street
City Railway	City Hall, Third Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse	Ivy Hill, Newark, N. J.
Outdoor Poor	254 West Bigelow Street
Employment Bureau	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market	Avenue A, Miller and Wright Streets
City Parks	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery	City Hall, Fourth Floor and Second Floor
Docks	City Hall, Third Floor and Second Floor
Port Newark	City Hall, Third Floor and Second Floor

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts.....	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund.....	City Hall, Second Floor
Martin Act Department.....	City Hall, Fourth Floor

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
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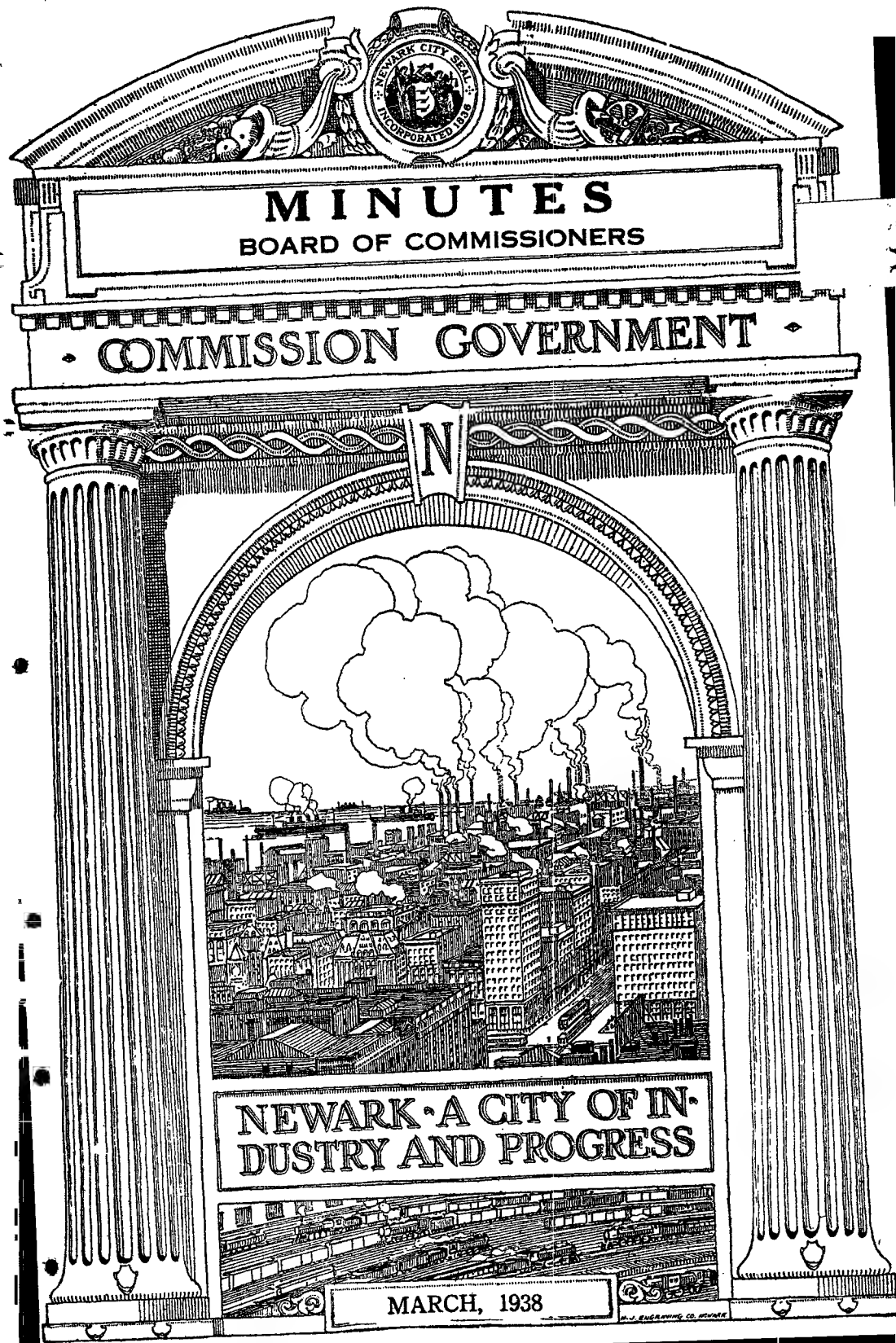
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Mar.

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

March, 1938

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN



JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	FREE PUBLIC LIBRARY
MOTORS	NEWARK MUSEUM
CITY RAILWAY	
NEWARK METROPOLITAN AIRPORT	

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	ALL LICENSES (Except Jitneys)
FIRE	POLICE COURTS
DIVISION OF BUILDINGS	ELECTRICAL BUREAU

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

DOCKS	MUNICIPAL WATERFRONTS
SHADE TREE	PORT NEWARK DEVELOPMENT
SMOKE ABATEMENT	ALL PUBLIC BUILDINGS
WEIGHTS and MEASURES	PRINTING and STATIONERY
PUBLIC CITY PARKS	
NEWARK MUNICIPAL FARMERS' MARKETS	

NEWARK CITY GOVERNMENT

Department of Public Works

HON. PEARCE R. FRANKLIN

BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME
FOR BOYS

OUTDOOR POOR
EMPLOYMENT BUREAU
BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER

AUDITOR OF ACCOUNTS
TAX RECEIVER

MARTIN ACT DEPARTMENT

INTER-DEPARTMENTAL

CITY CLERK
LAW DEPARTMENT
BOARD OF ADJUSTMENT
DEPARTMENT OF CENTRAL PURCHASE
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL

City Clerk's Department

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics.....	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

THIRD FLOOR

Leo Cluesmann	Chairman
Harry L. Wagman	Commissioner
Joseph W. O'Loughlin	Commissioner
Harry S. Reichenstein.....	Secretary

BUREAU OF PURCHASES

City Hall, Basement

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
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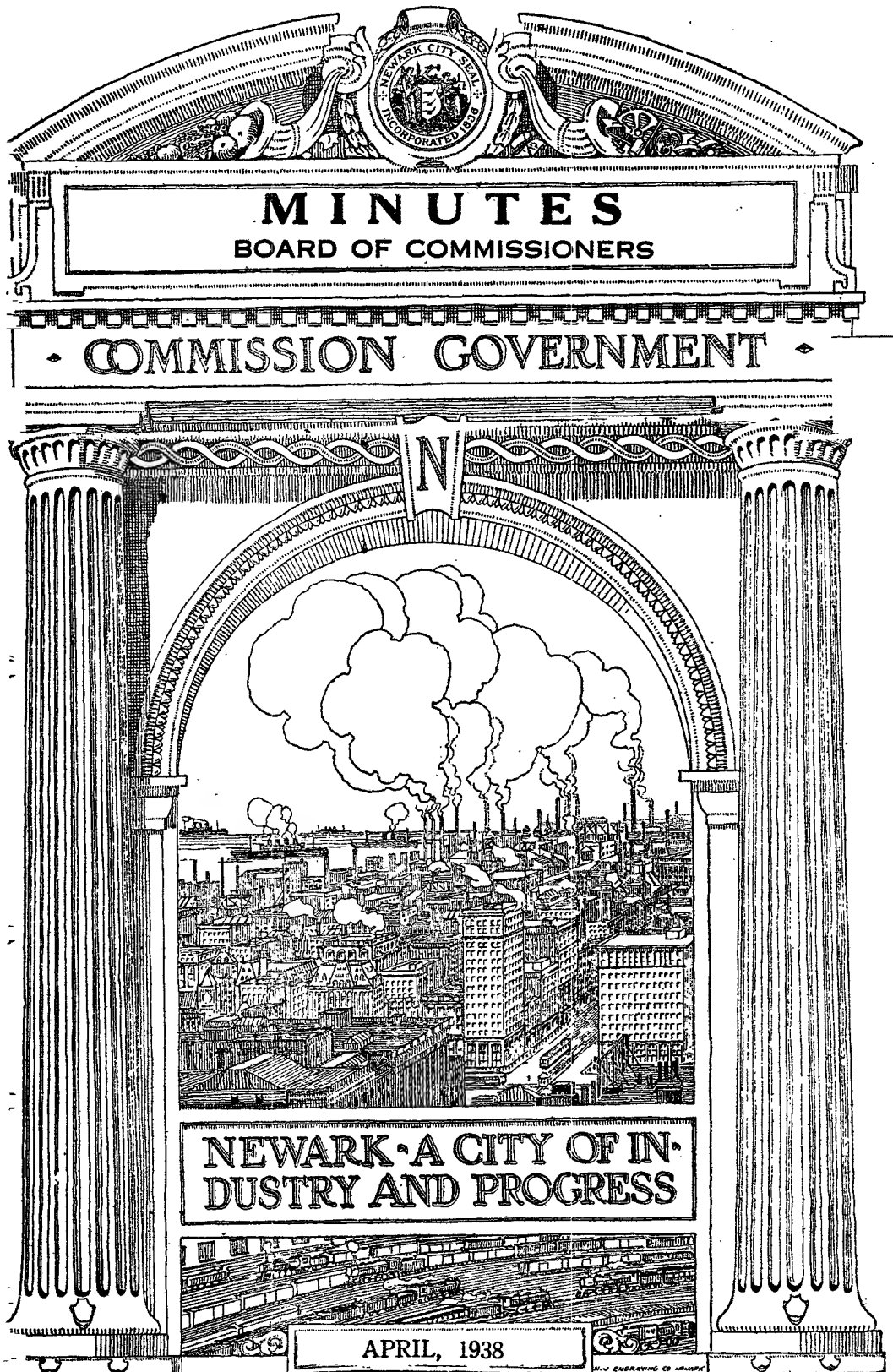
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Apr.

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

April, 1938

Commissioners

MEYER C. ELLENSTEIN, Mayor
VINCENT J. MURPHY
JOSEPH M. BYRNE, JR.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN



JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS
WATER SUPPLY
SEWERS
STREET CLEANING AND
REFUSE COLLECTION
MOTORS

SURVEYS
TRANSPORTATION
LIGHTING
INSPECTION OF GAS METERS
FREE PUBLIC LIBRARY
NEWARK MUSEUM

CITY RAILWAY

NEWARK METROPOLITAN AIRPORT

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE
FIRE
DIVISION OF BUILDINGS

ALL LICENSES (Except Jitneys)
POLICE COURTS
ELECTRICAL BUREAU

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

DOCKS
SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES
PUBLIC CITY PARKS

MUNICIPAL WATERFRONTS
PORT NEWARK DEVELOPMENT
ALL PUBLIC BUILDINGS
PRINTING and STATIONERY

NEWARK MUNICIPAL FARMERS' MARKETS

NEWARK CITY GOVERNMENT

Department of Public Works

HON. PEARCE R. FRANKLIN

**BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME
FOR BOYS**

**OUTDOOR POOR
EMPLOYMENT BUREAU
BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS**

**CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS**

Department of Revenue and Finance

HON. VINCENT J. MURPHY

**COMPTROLLER
CITY TREASURER**

**AUDITOR OF ACCOUNTS
TAX RECEIVER**

MARTIN ACT DEPARTMENT

INTER-DEPARTMENTAL

**CITY CLERK
LAW DEPARTMENT
BOARD OF ADJUSTMENT
DEPARTMENT OF CENTRAL PURCHASE
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL**

City Clerk's Department

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics.....	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

THIRD FLOOR

Leo Cluesmann	Chairman
Harry L. Wagman	Commissioner
Joseph W. O'Loughlin	Commissioner
Harry S. Reichenstein.....	Secretary

BUREAU OF PURCHASES

City Hall, Basement

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection	City Hall Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
Free Public Library	5 Washington Street
Museum Association	5 Washington Street
Newark Museum	49 Washington Street
City Railway	City Hall, Third Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse	Ivy Hill, Newark, N. J.
Outdoor Poor	254 West Bigelow Street
Employment Bureau	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market	Avenue A, Miller and Wright Streets
City Parks	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery	City Hall, Fourth Floor and Second Floor
Docks	City Hall, Third Floor and Second Floor
Port Newark	City Hall, Third Floor and Second Floor

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts.....	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund.....	City Hall, Second Floor
Martin Act Department.....	City Hall, Fourth Floor

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct.....	Corner Market and Read Streets
Fourth Precinct.....	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Third Criminal Court.....	Market and Read Streets
Fire Division	Headquarters, City Hall, Third Floor
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Engine Co. No. 3.....	39 Court Street
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Engine Co. No. 5.....	61-65 Congress Street
Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
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Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
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Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
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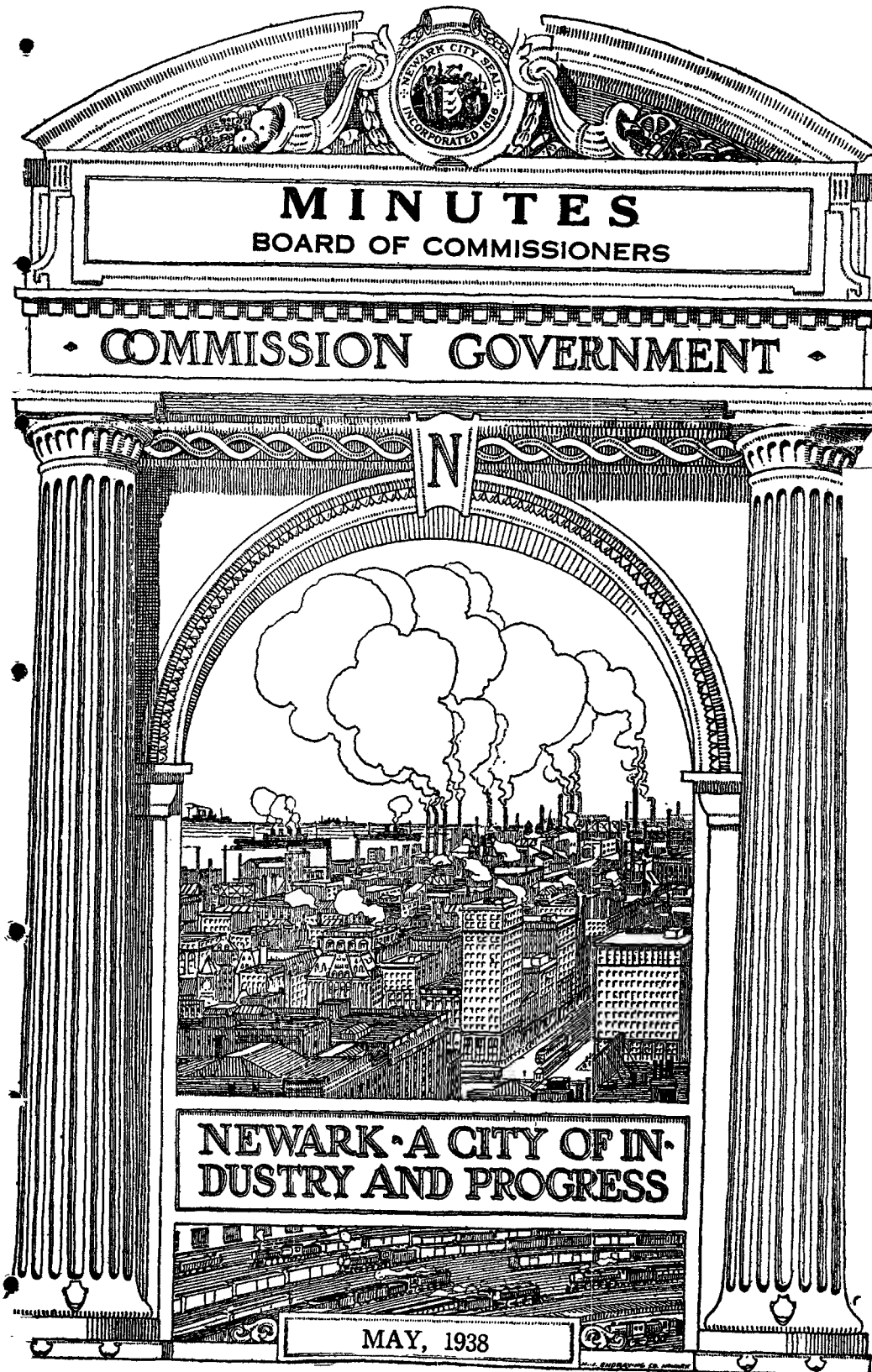
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May

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

May, 1938

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

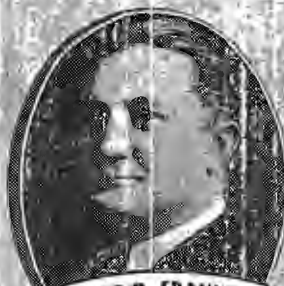
PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN



JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	FREE PUBLIC LIBRARY
MOTORS	NEWARK MUSEUM
CITY RAILWAY	
NEWARK METROPOLITAN AIRPORT	

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	ALL LICENSES (Except Jitneys)
FIRE	POLICE COURTS
DIVISION OF BUILDINGS	ELECTRICAL BUREAU

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

DOCKS	MUNICIPAL WATERFRONTS
SHADE TREE	PORT NEWARK DEVELOPMENT
SMOKE ABATEMENT	ALL PUBLIC BUILDINGS
WEIGHTS and MEASURES	PRINTING and STATIONERY
PUBLIC CITY PARKS	
NEWARK MUNICIPAL FARMERS' MARKETS	

NEWARK CITY GOVERNMENT

Department of Public Works

HON. PEARCE R. FRANKLIN

**BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME
FOR BOYS**

**OUTDOOR POOR
EMPLOYMENT BUREAU
BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS**

**CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS**

Department of Revenue and Finance

HON. VINCENT J. MURPHY

**COMPTROLLER
CITY TREASURER**

**AUDITOR OF ACCOUNTS
TAX RECEIVER**

MARTIN ACT DEPARTMENT

INTER-DEPARTMENTAL

CITY CLERK

LAW DEPARTMENT

BOARD OF ADJUSTMENT

DEPARTMENT OF CENTRAL PURCHASE

BOARD OF ASSESSMENTS AND REVISION OF TAXES

BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS

MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL

City Clerk's Department

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics.....	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

THIRD FLOOR

Leo Cluesmann	Chairman
Harry L. Wagman	Commissioner
Joseph W. O'Loughlin	Commissioner
Harry S. Reichenstein.....	Secretary

BUREAU OF PURCHASES

City Hall, Basement

..IRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection	City Hall Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
Free Public Library	5 Washington Street
Museum Association	5 Washington Street
Newark Museum	49 Washington Street
City Railway	City Hall, Third Floor
Newark Metropolitan Airport	

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse	Ivy Hill, Newark, N. J.
Outdoor Poor	254 West Bigelow Street
Employment Bureau	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market	Avenue A, Miller and Wright Streets
City Parks	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery	City Hall, Fourth Floor and Second Floor
Docks	City Hall, Third Floor and Second Floor
Port Newark	City Hall, Third Floor and Second Floor

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts.....	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund.....	City Hall, Second Floor
Martin Act Department.....	City Hall, Fourth Floor

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division	Headquarters, Franklin Street
First Precinct.....	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct.....	Corner Market and Read Streets
Fourth Precinct.....	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Third Criminal Court.....	Market and Read Streets
Fire Division	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street
Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street

Engine Co. No. 21.....	420-433 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-433 Sanford Avenue
Engine Co. No. 27.....	87-99 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat).....	Foot of Centre Street
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Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-433 Sanford Avenue
Water Tower	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
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June

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

June, 1938

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN



JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL R. DUFFY
DIRECTOR
OF PUBLIC SAFETY

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	FREE PUBLIC LIBRARY
MOTORS	NEWARK MUSEUM
CITY RAILWAY	
NEWARK METROPOLITAN AIRPORT	

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	ALL LICENSES (Except Jitneys)
FIRE	POLICE COURTS
DIVISION OF BUILDINGS	ELECTRICAL BUREAU

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

DOCKS	MUNICIPAL WATERFRONTS
SHADE TREE	PORT NEWARK DEVELOPMENT
SMOKE ABATEMENT	ALL PUBLIC BUILDINGS
WEIGHTS and MEASURES	PRINTING and STATIONERY
PUBLIC CITY PARKS	
NEWARK MUNICIPAL FARMERS' MARKETS	

NEWARK CITY GOVERNMENT

Department of Public Works

HON. PEARCE R. FRANKLIN

BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME
FOR BOYS

OUTDOOR POOR
EMPLOYMENT BUREAU
BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER

AUDITOR OF ACCOUNTS
TAX RECEIVER

MARTIN ACT DEPARTMENT

INTER-DEPARTMENTAL

CITY CLERK

LAW DEPARTMENT

BOARD OF ADJUSTMENT

DEPARTMENT OF CENTRAL PURCHASE

BOARD OF ASSESSMENTS AND REVISION OF TAXES

BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS

MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL

City Clerk's Department

HARRY S. REICHENSTEIN

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Bureau of Vital Statistics.....	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

THIRD FLOOR

Leo Cluesmann	Chairman
Harry L. Wagman	Commissioner
Joseph W. O'Loughlin	Commissioner
Harry S. Reichenstein.....	Secretary

BUREAU OF PURCHASES

City Hall, Basement

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers	City Hall, Third Floor
Street Cleaning and Refuse Collection	City Hall Basement
Lighting	City Hall, Basement
Inspector of Gas Meters	City Hall, Basement
Jitneys	City Hall, Basement
Free Public Library	5 Washington Street
Museum Association	5 Washington Street
Newark Museum	49 Washington Street
City Railway	City Hall, Third Floor
Newark Metropolitan Airport	

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse	Ivy Hill, Newark, N. J.
Outdoor Poor	254 West Bigelow Street
Employment Bureau	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market	Avenue A, Miller and Wright Streets
City Parks	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery	City Hall, Fourth Floor and Second Floor
Docks	City Hall, Third Floor and Second Floor
Port Newark	City Hall, Third Floor and Second Floor

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller	City Hall, First Floor
City Treasurer	City Hall, First Floor
Auditor of Accounts	City Hall, First Floor
Tax Receiver	City Hall, First Floor
Sinking Fund	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division	Headquarters, Franklin Street
First Precinct	Washington and Court Streets
Second Precinct	Summer and Seventh Avenues
Third Precinct	Corner Market and Read Streets
Fourth Precinct	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division	77 Academy Street
Police and Fire Training School	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.	Congress and Lafayette Streets
First Criminal Court	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Third Criminal Court	Market and Read Streets
Fire Division	Headquarters, City Hall, Third Floor
Engine Co. No. 1	188-192 Mulberry Street
Engine Co. No. 2	39-41 Centre Street
Engine Co. No. 3	39 Court Street
Engine Co. No. 4	241-243 High Street
Engine Co. No. 5	61-65 Congress Street
Engine Co. No. 6	344-346 Springfield Avenue
Engine Co. No. 7	227 West Market Street
Engine Co. No. 8	296 Ferry Street
Engine Co. No. 9	197-199 Summer Avenue
Engine Co. No. 10	33-35 Astor Street
Engine Co. No. 11	521-523 Central Avenue
Engine Co. No. 12	213-215 Belmont Avenue
Engine Co. No. 13	743-745 Summer Avenue
Engine Co. No. 14	69-71 Vesey Street
Engine Co. No. 15	269-271 Park Avenue
Engine Co. No. 16	469-473 Ferry Street
Engine Co. No. 17	84-86 Clinton Place
Engine Co. No. 18	395-399 Avon Avenue
Engine Co. No. 19	526-528 Frelinghuysen Avenue
Engine Co. No. 20	15-17 Prince Street

Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-99 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat).....	Foot of Centre Street
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Truck Co. No. 1.....	188-192 Mulberry Street
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Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop.....	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department.....	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor

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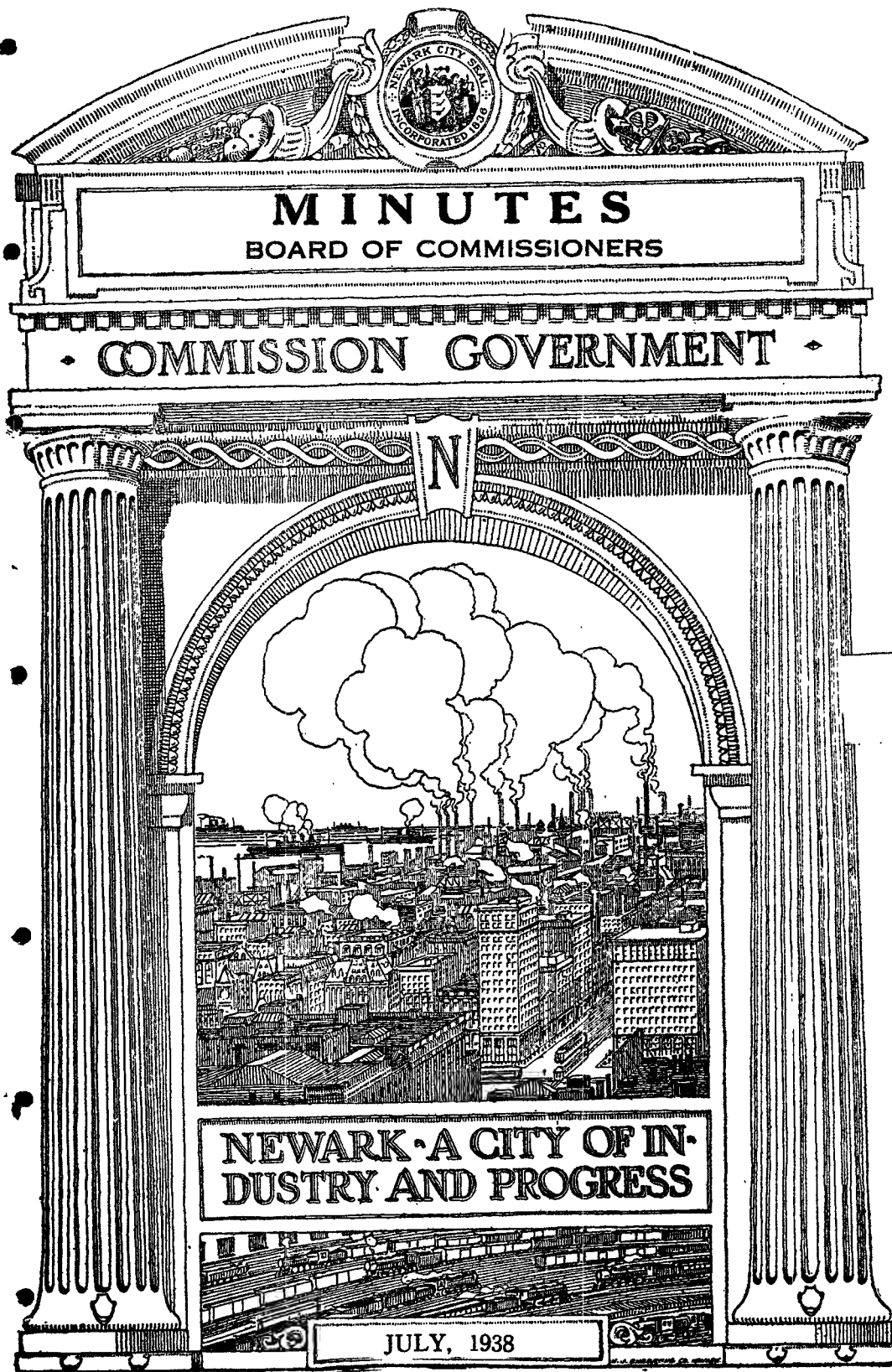
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MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

July, 1938

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN



JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	FREE PUBLIC LIBRARY
MOTORS	NEWARK MUSEUM
CITY RAILWAY	
NEWARK METROPOLITAN AIRPORT	

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	ALL LICENSES (Except Jitneys)
FIRE	POLICE COURTS
DIVISION OF BUILDINGS	ELECTRICAL BUREAU

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

DOCKS	MUNICIPAL WATERFRONTS
SHADE TREE	PORT NEWARK DEVELOPMENT
SMOKE ABATEMENT	ALL PUBLIC BUILDINGS
WEIGHTS and MEASURES	PRINTING and STATIONERY
PUBLIC CITY PARKS	
NEWARK MUNICIPAL FARMERS' MARKETS	

NEWARK CITY GOVERNMENT

Department of Public Works

HON. PEARCE R. FRANKLIN

BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME
FOR BOYS

OUTDOOR POOR
EMPLOYMENT BUREAU
BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER

AUDITOR OF ACCOUNTS
TAX RECEIVER

MARTIN ACT DEPARTMENT

INTER-DEPARTMENTAL

CITY CLERK
LAW DEPARTMENT
BOARD OF ADJUSTMENT
DEPARTMENT OF CENTRAL PURCHASE
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL

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HARRY S. REICHENSTEIN

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Marriage License Bureau.....	Second Floor
General Licenses.....	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
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WILLIAM S. CANTALUPO, Assistant Corporation Counsel
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Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

THIRD FLOOR

Leo Cluesmann	Chairman
Harry L. Wagman	Commissioner
Joseph W. O'Loughlin	Commissioner
Harry S. Reichenstein	Secretary

BUREAU OF PURCHASES

City Hall, Basement

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers.....	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall Basement
Lighting.....	City Hall, Basement
Inspector of Gas Meters.....	City Hall, Basement
Jitneys.....	City Hall, Basement
Free Public Library.....	5 Washington Street
Museum Association.....	5 Washington Street
Newark Museum.....	49 Washington Street
City Railway.....	City Hall, Third Floor
Newark Metropolitan Airport	

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health.....	Plane and William Streets
City Hospital.....	Fairmont Avenue
Bureau of Baths.....	City Hall, Fourth Floor
Camp Newark.....	City Hall, Second Floor
City Home for Boys.....	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Pool.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts.....	City Hall, Second Floor
Celebration of Holidays.....	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree.....	City Hall, Basement and Second Floor
Smoke Abatement.....	City Hall, Second Floor
Weights and Measures.....	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Docks.....	City Hall, Third Floor and Second Floor
Port Newark.....	City Hall, Third Floor and Second Floor

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller.....	City Hall, First Floor
City Treasurer.....	City Hall, First Floor
Auditor of Accounts.....	City Hall, First Floor
Tax Receiver.....	City Hall, First Floor
Sinking Fund.....	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct.....	Corner Market and Read Streets
Fourth Precinct.....	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
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Engine Co. No. 20.....	15-17 Prince Street

Engine Co. No. 21	420-438 Sanford Avenue
Engine Co. No. 22	199-201 New Street
Engine Co. No. 23	44-46 Mt. Prospect Avenue
Engine Co. No. 24	15-17 Prince Street
Engine Co. No. 26	420-438 Sanford Avenue
Engine Co. No. 27	87-90 Elm Road
Engine Co. No. 28	691-701 North 6th Street
Engine Co. No. 29	1028-1030 Bergen Street
Engine Co. No. 32	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1	188-192 Mulberry Street
Truck Co. No. 2	241-243 High Street
Truck Co. No. 3	227 West Market Street
Truck Co. No. 4	65 Congress Street
Truck Co. No. 5	213-215 Belmont Avenue
Truck Co. No. 6	441-443 Broadway
Truck Co. No. 7	269-271 Park Avenue
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Truck Co. No. 9	395-399 Avon Avenue
Truck Co. No. 10	1028-1030 Bergen Street
Truck Co. No. 11	521-523 Central Avenue
Truck Co. No. 12	420-438 Sanford Avenue
Water Tower	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop	82 Bruce Street
Reserve and Supply Company No. 1	56-58 Prospect Street
Telegraph Department	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor

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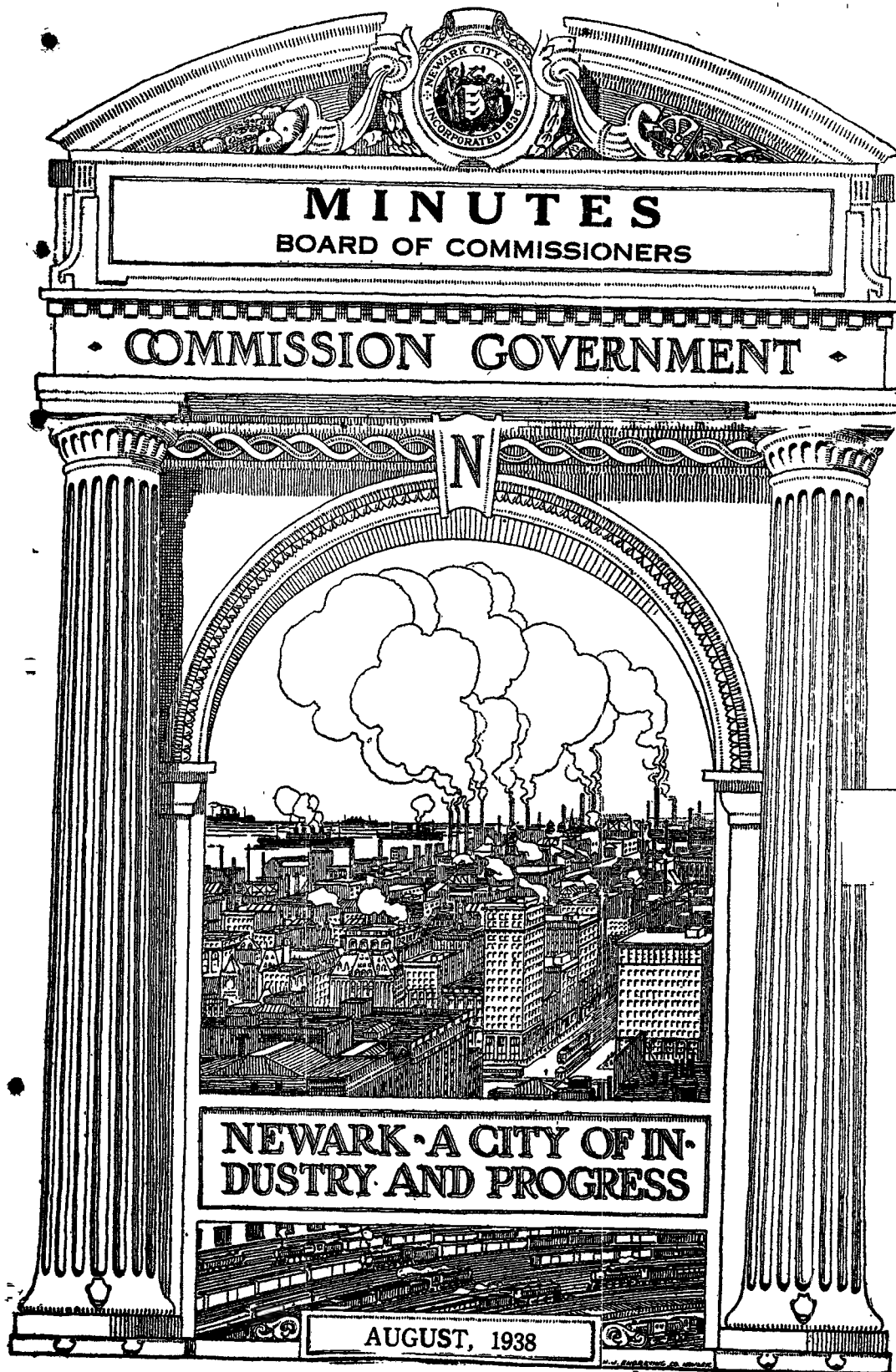
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Aug

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

A u g u s t , 1 9 3 8

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN



JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS	SURVEYS
WATER SUPPLY	TRANSPORTATION
SEWERS	LIGHTING
STREET CLEANING AND	INSPECTION OF GAS METERS
REFUSE COLLECTION	FREE PUBLIC LIBRARY
MOTORS	NEWARK MUSEUM
CITY RAILWAY	
NEWARK METROPOLITAN AIRPORT	

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE	ALL LICENSES (Except Jitneys)
FIRE	POLICE COURTS
DIVISION OF BUILDINGS	ELECTRICAL BUREAU

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

DOCKS	MUNICIPAL WATERFRONTS
SHADE TREE	PORT NEWARK DEVELOPMENT
SMOKE ABATEMENT	ALL PUBLIC BUILDINGS
WEIGHTS and MEASURES	PRINTING and STATIONERY
PUBLIC CITY PARKS	
NEWARK MUNICIPAL FARMERS' MARKETS	

NEWARK CITY GOVERNMENT

Department of Public Works

HON. PEARCE R. FRANKLIN

BUREAU OF HEALTH

CITY HOSPITAL

BUREAU OF BATHS

ALMSHOUSE

CITY HOME

FOR BOYS

OUTDOOR POOR

EMPLOYMENT BUREAU

BAND CONCERTS

CAMP NEWARK

CELEBRATION OF

HOLIDAYS

CONVALESCENT HOSPITAL

IVY HILL POWER PLANT

RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER

CITY TREASURER

AUDITOR OF ACCOUNTS

TAX RECEIVER

MARTIN ACT DEPARTMENT

INTER-DEPARTMENTAL

CITY CLERK

LAW DEPARTMENT

BOARD OF ADJUSTMENT

DEPARTMENT OF CENTRAL PURCHASE

BOARD OF ASSESSMENTS AND REVISION OF TAXES

BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS

MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL

City Clerk's Department

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics.....	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses.....	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

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Engine Co. No. 21	420-438 Sanford Avenue
Engine Co. No. 22	199-201 New Street
Engine Co. No. 23	44-46 Mt. Prospect Avenue
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Engine Co. No. 27	87-90 Elm Road
Engine Co. No. 28	691-701 North 6th Street
Engine Co. No. 29	1028-1030 Bergen Street
Engine Co. No. 32	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1	188-192 Mulberry Street
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Water Tower	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop	82 Bruce Street
Reserve and Supply Company No. 1	56-58 Prospect Street
Telegraph Department	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor

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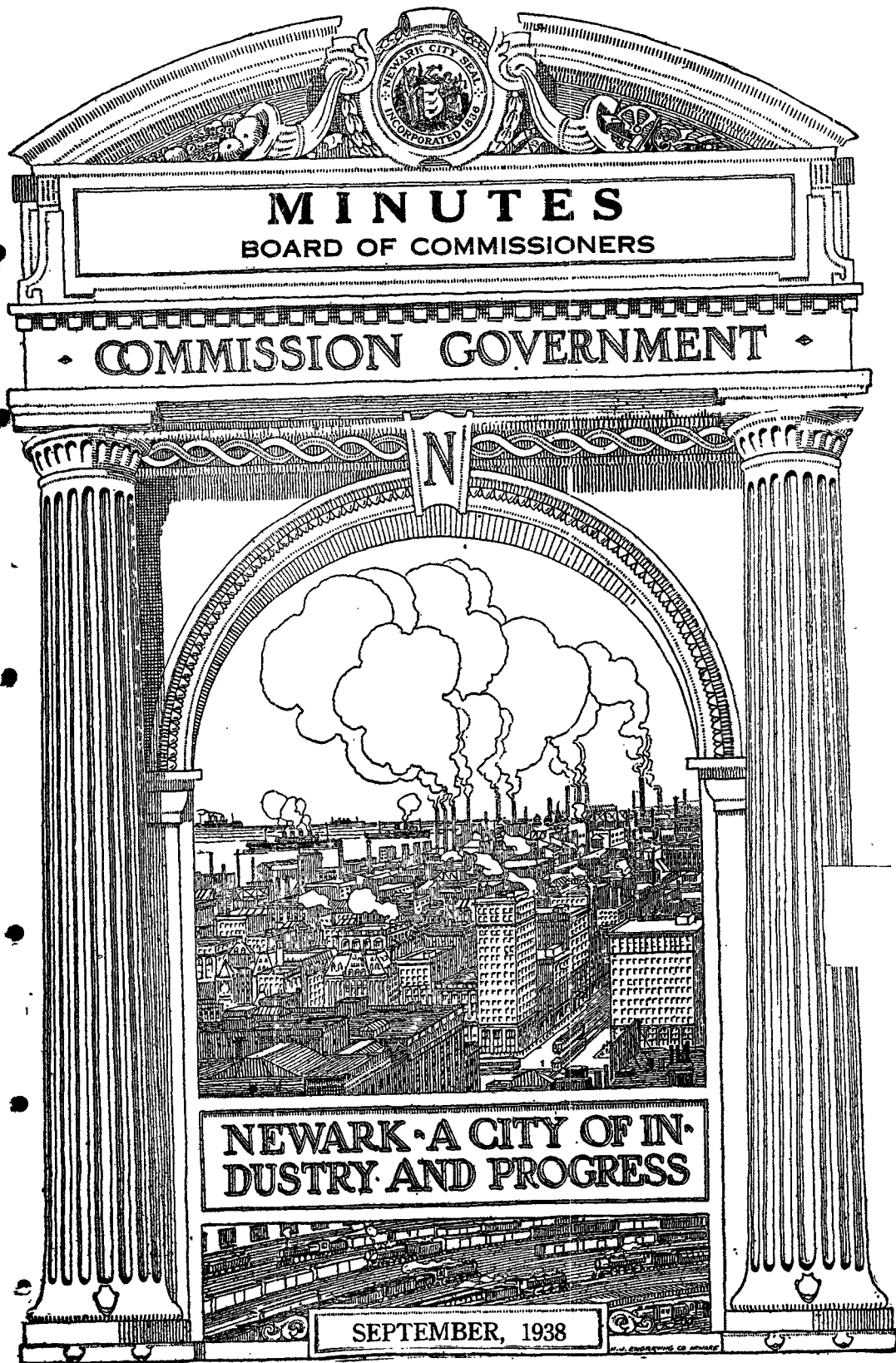


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JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL D. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

S e p t e m b e r , 1 9 3 8

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS
WATER SUPPLY
SEWERS
STREET CLEANING AND
REFUSE COLLECTION
MOTORS

SURVEYS
TRANSPORTATION
LIGHTING
INSPECTION OF GAS METERS
FREE PUBLIC LIBRARY
NEWARK MUSEUM

CITY RAILWAY
NEWARK METROPOLITAN AIRPORT

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE
FIRE
DIVISION OF BUILDINGS

ALL LICENSES (Except Jitneys)
POLICE COURTS
ELECTRICAL BUREAU

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

DOCKS
SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES
PUBLIC CITY PARKS

MUNICIPAL WATERFRONTS
PORT NEWARK DEVELOPMENT
ALL PUBLIC BUILDINGS
PRINTING and STATIONERY

NEWARK MUNICIPAL FARMERS' MARKETS

NEWARK CITY GOVERNMENT

Department of Public Works

HON. PEARCE R. FRANKLIN

BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME
FOR BOYS

OUTDOOR POOR
EMPLOYMENT BUREAU
BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER

AUDITOR OF ACCOUNTS
TAX RECEIVER

MARTIN ACT DEPARTMENT

INTER-DEPARTMENTAL

CITY CLERK
LAW DEPARTMENT
BOARD OF ADJUSTMENT
DEPARTMENT OF CENTRAL PURCHASE
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL

City Clerk's Department

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics.....	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses.....	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

THIRD FLOOR

Leo Cluesmann	Chairman
Harry L. Wagman	Commissioner
Joseph W. O'Loughlin	Commissioner
Harry S. Reichenstein	Secretary

BUREAU OF PURCHASES

City Hall, Basement

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers.....	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall Basement
Lighting.....	City Hall, Basement
Inspector of Gas Meters.....	City Hall, Basement
Jitneys.....	City Hall, Basement
Free Public Library.....	5 Washington Street
Museum Association.....	5 Washington Street
Newark Museum.....	49 Washington Street
City Railway.....	City Hall, Third Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health.....	Plane and William Streets
City Hospital.....	Fairmont Avenue
Bureau of Baths.....	City Hall, Fourth Floor
Camp Newark.....	City Hall, Second Floor
City Home for Boys.....	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts.....	City Hall, Second Floor
Celebration of Holidays.....	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree.....	City Hall, Basement and Second Floor
Smoke Abatement.....	City Hall, Second Floor
Weights and Measures.....	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Docks.....	City Hall, Third Floor and Second Floor
Port Newark.....	City Hall, Third Floor and Second Floor

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller.....	City Hall, First Floor
City Treasurer.....	City Hall, First Floor
Auditor of Accounts.....	City Hall, First Floor
Tax Receiver.....	City Hall, First Floor
Sinking Fund.....	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct.....	Corner Market and Read Streets
Fourth Precinct.....	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Third Criminal Court	Market and Read Streets
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street
Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street

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Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys).....	City Hall, Second Floor

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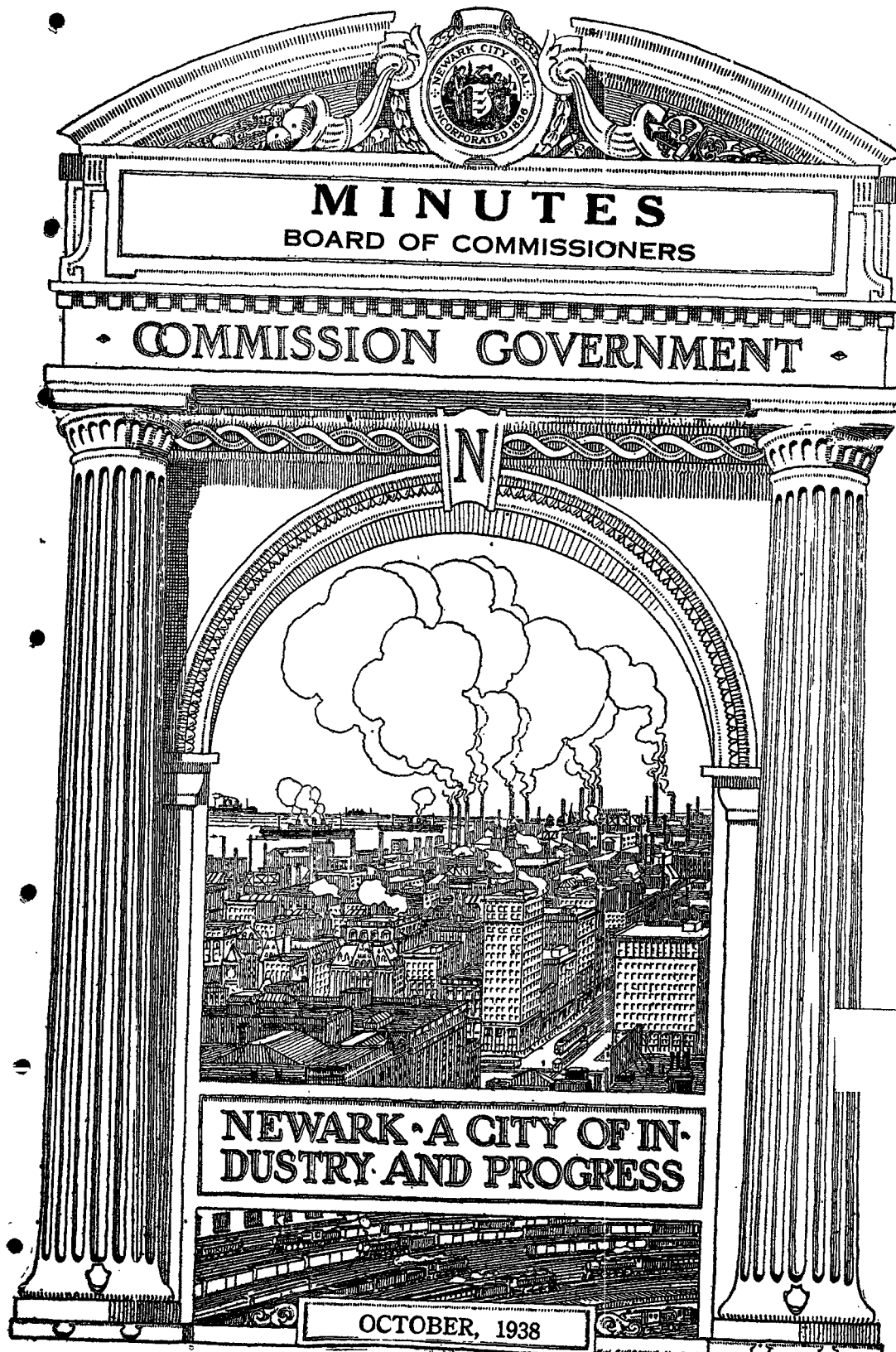
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JOSEPH M. BYRNE JR.
DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS
OF THE
Board of Commissioners
of Newark, N. J.

October, 1938

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS
WATER SUPPLY
SEWERS
STREET CLEANING AND
REFUSE COLLECTION
MOTORS

SURVEYS
TRANSPORTATION
LIGHTING
INSPECTION OF GAS METERS
FREE PUBLIC LIBRARY
NEWARK MUSEUM

CITY RAILWAY
NEWARK METROPOLITAN AIRPORT

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE
FIRE
DIVISION OF BUILDINGS

ALL LICENSES (Except Jitneys)
POLICE COURTS
ELECTRICAL BUREAU

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

DOCKS
SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES
PUBLIC CITY PARKS

MUNICIPAL WATERFRONTS
PORT NEWARK DEVELOPMENT
ALL PUBLIC BUILDINGS
PRINTING and STATIONERY

NEWARK MUNICIPAL FARMERS' MARKETS

NEWARK CITY GOVERNMENT

Department of Public Works

HON. PEARCE R. FRANKLIN

BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME
FOR BOYS

OUTDOOR POOR
EMPLOYMENT BUREAU
BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER

AUDITOR OF ACCOUNTS
TAX RECEIVER

MARTIN ACT DEPARTMENT

INTER-DEPARTMENTAL

CITY CLERK
LAW DEPARTMENT
BOARD OF ADJUSTMENT
DEPARTMENT OF CENTRAL PURCHASE
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL

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Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

THIRD FLOOR

Leo Cluesmann	Chairman
Harry L. Wagman	Commissioner
Joseph W. O'Loughlin	Commissioner
Harry S. Reichenstein	Secretary

BUREAU OF PURCHASES

City Hall, Basement

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers.....	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall Basement
Lighting.....	City Hall, Basement
Inspector of Gas Meters.....	City Hall, Basement
Jitneys.....	City Hall, Basement
Free Public Library.....	5 Washington Street
Museum Association.....	5 Washington Street
Newark Museum.....	49 Washington Street
City Railway.....	City Hall, Third Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health.....	Plane and William Streets
City Hospital.....	Fairmont Avenue
Bureau of Baths.....	City Hall, Fourth Floor
Camp Newark.....	City Hall, Second Floor
City Home for Boys.....	Verona, N. J.
Almshouse.....	Ivy Hill, Newark, N. J.
Outdoor Poor.....	254 West Bigelow Street
Employment Bureau.....	46 Franklin Street
Band Concerts.....	City Hall, Second Floor
Celebration of Holidays.....	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market.....	Avenue A, Miller and Wright Streets
City Parks.....	City Hall, Second Floor and Basement
Shade Tree.....	City Hall, Basement and Second Floor
Smoke Abatement.....	City Hall, Second Floor
Weights and Measures.....	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery.....	City Hall, Fourth Floor and Second Floor
Docks.....	City Hall, Third Floor and Second Floor
Port Newark.....	City Hall, Third Floor and Second Floor

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller.....	City Hall, First Floor
City Treasurer.....	City Hall, First Floor
Auditor of Accounts.....	City Hall, First Floor
Tax Receiver.....	City Hall, First Floor
Sinking Fund.....	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct.....	Corner Market and Read Streets
Fourth Precinct.....	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Third Criminal Court	Market and Read Streets
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street
Engine Co. No. 6.....	344-346 Springfield Avenue
Engine Co. No. 7.....	227 West Market Street
Engine Co. No. 8.....	296 Ferry Street
Engine Co. No. 9.....	197-199 Summer Avenue
Engine Co. No. 10.....	33-35 Astor Street
Engine Co. No. 11.....	521-523 Central Avenue
Engine Co. No. 12.....	213-215 Belmont Avenue
Engine Co. No. 13.....	743-745 Summer Avenue
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Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street

Engine Co. No. 21.....	420-438 Sanford Avenue
Engine Co. No. 22.....	199-201 New Street
Engine Co. No. 23.....	44-46 Mt. Prospect Avenue
Engine Co. No. 24.....	15-17 Prince Street
Engine Co. No. 26.....	420-438 Sanford Avenue
Engine Co. No. 27.....	87-90 Elm Road
Engine Co. No. 28.....	691-701 North 6th Street
Engine Co. No. 29.....	1028-1030 Bergen Street
Engine Co. No. 32.....	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat).....	Foot of Centre Street
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Truck Co. No. 2.....	241-243 High Street
Truck Co. No. 3.....	227 West Market Street
Truck Co. No. 4.....	65 Congress Street
Truck Co. No. 5.....	213-215 Belmont Avenue
Truck Co. No. 6.....	441-443 Broadway
Truck Co. No. 7.....	269-271 Park Avenue
Truck Co. No. 8.....	469-473 Ferry Street
Truck Co. No. 9.....	395-399 Avon Avenue
Truck Co. No. 10.....	1028-1030 Bergen Street
Truck Co. No. 11.....	521-523 Central Avenue
Truck Co. No. 12.....	420-438 Sanford Avenue
Water Tower	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop	82 Bruce Street
Reserve and Supply Company No. 1.....	56-58 Prospect Street
Telegraph Department	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys).....	City Hall, Second Floor

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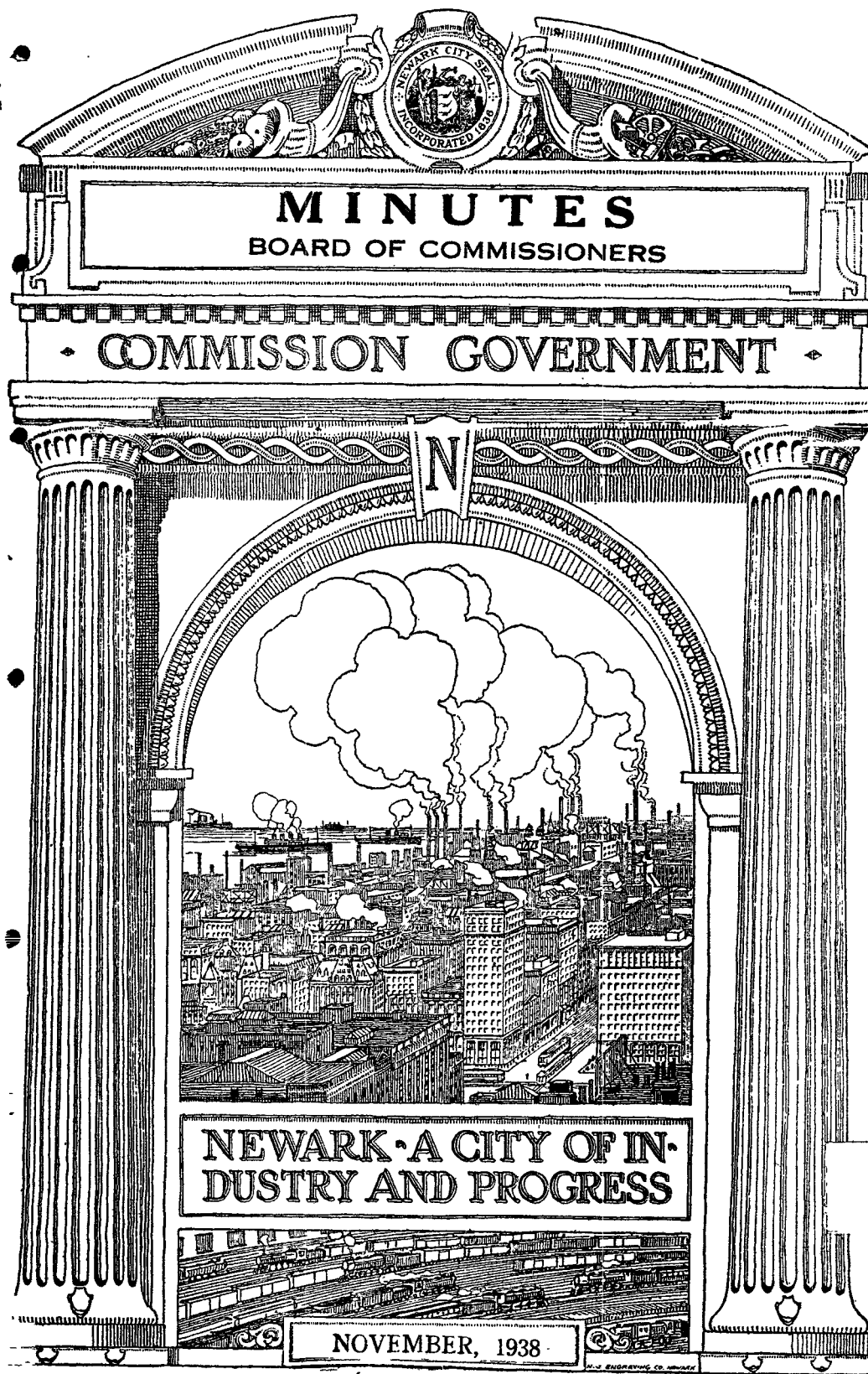
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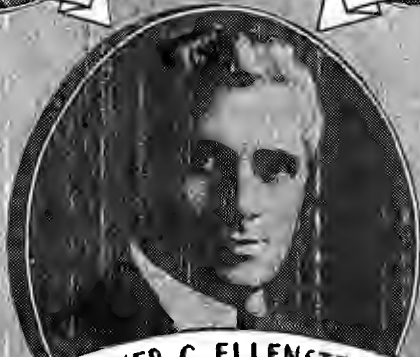
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DIRECTOR OF PARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
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MEYER C. ELLENSTEIN
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REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS

OF THE

Board of Commissioners
of Newark, N. J.

November, 1938

Commissioners

MEYER CAELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS
WATER SUPPLY
SEWERS
STREET CLEANING AND
REFUSE COLLECTION
MOTORS

SURVEYS
TRANSPORTATION
LIGHTING
INSPECTION OF GAS METERS
FREE PUBLIC LIBRARY
NEWARK MUSEUM

CITY RAILWAY
NEWARK METROPOLITAN AIRPORT

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE
FIRE
DIVISION OF BUILDINGS

ALL LICENSES (Except Jitneys)
POLICE COURTS
ELECTRICAL BUREAU

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

DOCKS
SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES
PUBLIC CITY PARKS

MUNICIPAL WATERFRONTS
PORT NEWARK DEVELOPMENT
ALL PUBLIC BUILDINGS
PRINTING and STATIONERY

NEWARK MUNICIPAL FARMERS' MARKETS

NEWARK CITY GOVERNMENT

Department of Public Works

HON. PEARCE R. FRANKLIN

BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME
FOR BOYS

OUTDOOR POOR
EMPLOYMENT BUREAU
BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER

AUDITOR OF ACCOUNTS
TAX RECEIVER

MARTIN ACT DEPARTMENT

INTER-DEPARTMENTAL

CITY CLERK
LAW DEPARTMENT
BOARD OF ADJUSTMENT
DEPARTMENT OF CENTRAL PURCHASE
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL

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Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

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BUREAU OF PURCHASES

City Hall, Basement

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Department of Public Affairs

HON. MEYER C. ELLENSTEIN

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Lighting	City Hall, Basement
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Newark Museum	49 Washington Street
City Railway	City Hall, Third Floor

Newark Metropolitan Airport

Department of Public Works

HON. PEARCE R. FRANKLIN

Bureau of Health	Plane and William Streets
City Hospital	Fairmont Avenue
Bureau of Baths	City Hall, Fourth Floor
Camp Newark	City Hall, Second Floor
City Home for Boys	Verona, N. J.
Almshouse	Ivy Hill, Newark, N. J.
Outdoor Poor	254 West Bigelow Street
Employment Bureau	46 Franklin Street
Band Concerts	City Hall, Second Floor
Celebration of Holidays	City Hall, Second Floor
Convalescent Hospital	Ivy Hill, Newark, N. J.
Rental of Beds in Institutions	City Hall, Second Floor

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

Newark Municipal Farmers' Market	Avenue A, Miller and Wright Streets
City Parks	City Hall, Second Floor and Basement
Shade Tree	City Hall, Basement and Second Floor
Smoke Abatement	City Hall, Second Floor
Weights and Measures	City Hall, Basement and Second Floor
Public Buildings	City Hall, Second Floor and Basement
Printing and Stationery	City Hall, Fourth Floor and Second Floor
Docks	City Hall, Third Floor and Second Floor
Port Newark	City Hall, Third Floor and Second Floor

Department of Revenue and Finance

HON. VINCENT J. MURPHY

Comptroller.....	City Hall, First Floor
City Treasurer.....	City Hall, First Floor
Auditor of Accounts.....	City Hall, First Floor
Tax Receiver.....	City Hall, First Floor
Sinking Fund.....	City Hall, Second Floor
Martin Act Department	City Hall, Fourth Floor

Department of Public Safety

HON. MICHAEL P. DUFFY

Police Division.....	Headquarters, Franklin Street
First Precinct	Washington and Court Streets
Second Precinct.....	Summer and Seventh Avenues
Third Precinct.....	Corner Market and Read Streets
Fourth Precinct.....	17th Avenue and Livingston Street
Radio Division	Headquarters
Motor Patrol and Emergency Division.....	77 Academy Street
Police and Fire Training School.....	18th Avenue and Norwood Street
Radio Maintenance & Traffic Signal Div.....	Congress and Lafayette Streets
First Criminal Court.....	Washington and Court Streets
Family Court	Police Headquarters
Second Criminal Court.....	Summer and Seventh Avenues
Traffic Court	City Hall Annex
Third Criminal Court	Market and Read Streets
Fire Division.....	Headquarters, City Hall, Third Floor
Engine Co. No. 1.....	188-192 Mulberry Street
Engine Co. No. 2.....	39-41 Centre Street
Engine Co. No. 3.....	39 Court Street
Engine Co. No. 4.....	241-243 High Street
Engine Co. No. 5.....	61-65 Congress Street
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Engine Co. No. 13.....	743-745 Summer Avenue
Engine Co. No. 14.....	69-71 Vesey Street
Engine Co. No. 15.....	269-271 Park Avenue
Engine Co. No. 16.....	469-473 Ferry Street
Engine Co. No. 17.....	84-86 Clinton Place
Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street

Engine Co. No. 21	420-438 Sanford Avenue
Engine Co. No. 22	199-201 New Street
Engine Co. No. 23	44-46 Mt. Prospect Avenue
Engine Co. No. 24	15-17 Prince Street
Engine Co. No. 26	420-438 Sanford Avenue
Engine Co. No. 27	87-90 Elm Road
Engine Co. No. 28	691-701 North 6th Street
Engine Co. No. 29	1028-1030 Bergen Street
Engine Co. No. 32	South Dock and Terminal Street
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Truck Co. No. 2	241-243 High Street
Truck Co. No. 3	227 West Market Street
Truck Co. No. 4	65 Congress Street
Truck Co. No. 5	213-215 Belmont Avenue
Truck Co. No. 6	441-443 Broadway
Truck Co. No. 7	269-271 Park Avenue
Truck Co. No. 8	469-473 Ferry Street
Truck Co. No. 9	395-399 Avon Avenue
Truck Co. No. 10	1028-1030 Bergen Street
Truck Co. No. 11	521-523 Central Avenue
Truck Co. No. 12	420-438 Sanford Avenue
Water Tower	39-41 Centre Street
Repair Shop	52-60 Prospect Street
Telegraph Department Shop	82 Bruce Street
Reserve and Supply Company No. 1	56-58 Prospect Street
Telegraph Department	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
Electrical Bureau	City Hall, Fourth Floor
License Division (Except Jitneys)	City Hall, Second Floor

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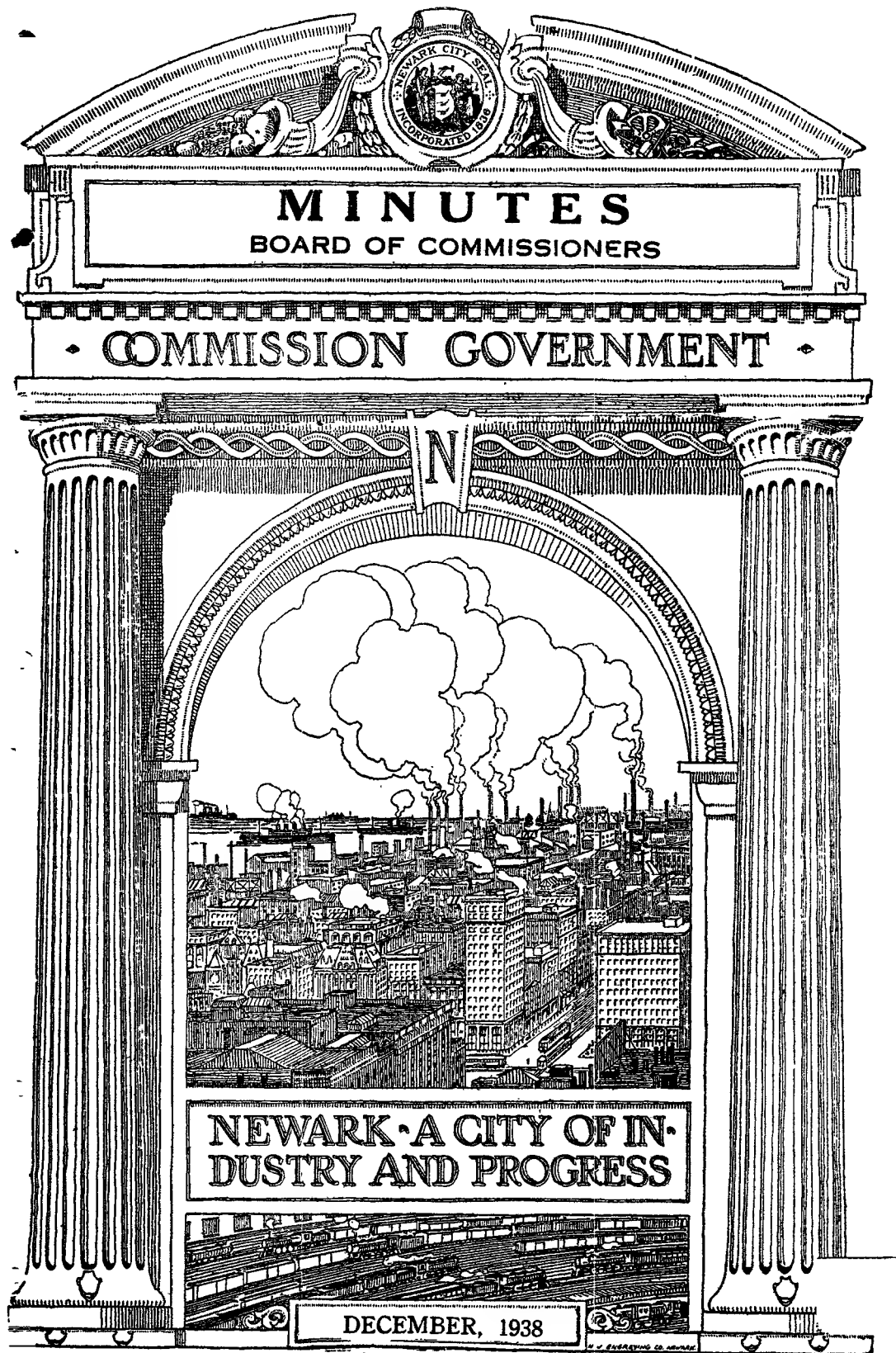
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MINUTES

BOARD OF COMMISSIONERS

• COMMISSION GOVERNMENT •

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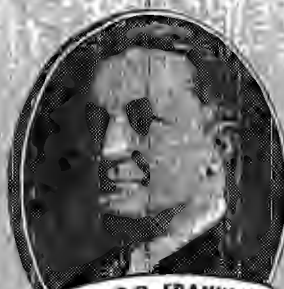
NEWARK • A CITY OF IN-
DUSTRY AND PROGRESS

DECEMBER, 1938





JOSEPH M. BYRNE JR.
DIRECTOR OF MARKS
AND PUBLIC PROPERTY



PEARCE R. FRANKLIN
DIRECTOR
OF PUBLIC WORKS



MEYER C. ELLENSTEIN
MAYOR
DIRECTOR OF PUBLIC AFFAIRS



VINCENT J. MURPHY
DIRECTOR OF
REVENUE & FINANCE



MICHAEL P. DUFFY
DIRECTOR
OF PUBLIC SAFETY

MINUTES OF MEETINGS

OF THE

Board of Commissioners

of Newark, N. J.

December, 1938

Commissioners

MEYER C. ELLENSTEIN, Mayor

VINCENT J. MURPHY

JOSEPH M. BYRNE, JR.

MICHAEL P. DUFFY

PEARCE R. FRANKLIN

City Clerk

HARRY S. REICHENSTEIN

NEWARK CITY GOVERNMENT

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

STREETS
WATER SUPPLY
SEWERS
STREET CLEANING AND
REFUSE COLLECTION
MOTORS

SURVEYS
TRANSPORTATION
LIGHTING
INSPECTION OF GAS METERS
FREE PUBLIC LIBRARY
NEWARK MUSEUM

CITY RAILWAY
NEWARK METROPOLITAN AIRPORT

Department of Public Safety

HON. MICHAEL P. DUFFY

POLICE
FIRE
DIVISION OF BUILDINGS

ALL LICENSES (Except Jitneys)
POLICE COURTS
ELECTRICAL BUREAU

Department of Parks and Public Property

HON. JOSEPH M. BYRNE, JR.

DOCKS
SHADE TREE
SMOKE ABATEMENT
WEIGHTS and MEASURES
PUBLIC CITY PARKS

MUNICIPAL WATERFRONTS
PORT NEWARK DEVELOPMENT
ALL PUBLIC BUILDINGS
PRINTING and STATIONERY

NEWARK MUNICIPAL FARMERS' MARKETS

NEWARK CITY GOVERNMENT

Department of Public Works

HON. PEARCE R. FRANKLIN

BUREAU OF HEALTH
CITY HOSPITAL
BUREAU OF BATHS
ALMSHOUSE
CITY HOME
FOR BOYS

OUTDOOR POOR
EMPLOYMENT BUREAU
BAND CONCERTS
CAMP NEWARK
CELEBRATION OF
HOLIDAYS

CONVALESCENT HOSPITAL
IVY HILL POWER PLANT
RENTAL OF BEDS IN INSTITUTIONS

Department of Revenue and Finance

HON. VINCENT J. MURPHY

COMPTROLLER
CITY TREASURER

AUDITOR OF ACCOUNTS
TAX RECEIVER

MARTIN ACT DEPARTMENT

INTER-DEPARTMENTAL

CITY CLERK
LAW DEPARTMENT
BOARD OF ADJUSTMENT
DEPARTMENT OF CENTRAL PURCHASE
BOARD OF ASSESSMENTS AND REVISION OF TAXES
BOARD OF ASSESSMENT FOR LOCAL IMPROVEMENTS
MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL

City Clerk's Department

HARRY S. REICHENSTEIN

The City Clerk's Department is practically the City's Information Bureau. It is open from 8:30 A. M. to 4:30 P. M.; Saturdays 8:30 to 12 noon. This office will not be open on Sundays and holidays. Requests for general information are referred to this office.

The following departments are under the jurisdiction of the City Clerk:

Bureau of Vital Statistics.....	Second Floor
Marriage License Bureau.....	Second Floor
General Licenses.....	Second Floor
Documents, Records and Archives.....	Fourth Floor
Department of Elections.....	Sub-basement City Hall

Law Department

JAMES F. X. O'BRIEN, Corporation Counsel
RAYMOND SCHROEDER, First Assistant Corporation Counsel
THOMAS M. KANE, Assistant Corporation Counsel
SIMON ENGLANDER, Assistant Corporation Counsel
SAMUEL BERNHAUT, Assistant Corporation Counsel
HERMAN BLANK, Assistant Corporation Counsel
WILLIAM S. CANTALUPO, Assistant Corporation Counsel
JOSEPH B. SUGRUE, Assistant Corporation Counsel

Municipal Board of Alcoholic Beverage Control of the City of Newark, N. J.

THIRD FLOOR

Leo Cluesmann	Chairman
Harry L. Wagman	Commissioner
Joseph W. O'Loughlin	Commissioner
Harry S. Reichenstein	Secretary

BUREAU OF PURCHASES

City Hall, Basement

DIRECTORY OF DEPARTMENTS

Department of Public Affairs

HON. MEYER C. ELLENSTEIN

Streets	317 City Hall
Water	City Hall, Annex
Sewers.....	City Hall, Third Floor
Street Cleaning and Refuse Collection.....	City Hall Basement
Lighting.....	City Hall, Basement
Inspector of Gas Meters.....	City Hall, Basement
Jitneys.....	City Hall, Basement
Free Public Library.....	5 Washington Street
Museum Association.....	5 Washington Street
Newark Museum.....	49 Washington Street
City Railway.....	City Hall, Third Floor

Newark Metropolitan Airport

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Engine Co. No. 18.....	395-399 Avon Avenue
Engine Co. No. 19.....	526-528 Frelinghuysen Avenue
Engine Co. No. 20.....	15-17 Prince Street

Engine Co. No. 21	420-438 Sanford Avenue
Engine Co. No. 22	199-201 New Street
Engine Co. No. 23	44-46 Mt. Prospect Avenue
Engine Co. No. 24	15-17 Prince Street
Engine Co. No. 26	420-438 Sanford Avenue
Engine Co. No. 27	87-90 Elm Road
Engine Co. No. 28	691-701 North 6th Street
Engine Co. No. 29	1028-1030 Bergen Street
Engine Co. No. 32	South Dock and Terminal Street
Engine Co. No. 33 (Fireboat)	Foot of Centre Street
Flood Light Car	33-35 Astor Street
Rescue Squad No. 1	199-201 New Street
Truck Co. No. 1	188-192 Mulberry Street
Truck Co. No. 2	241-243 High Street
Truck Co. No. 3	227 West Market Street
Truck Co. No. 4	65 Congress Street
Truck Co. No. 5	213-215 Belmont Avenue
Truck Co. No. 6	441-443 Broadway
Truck Co. No. 7	269-271 Park Avenue
Truck Co. No. 8	469-473 Ferry Street
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Truck Co. No. 10	1028-1030 Bergen Street
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Water Tower	39-41 Centre Street
Repair Shop	52-60 Prospect Street
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Reserve and Supply Company No. 1	56-58 Prospect Street
Telegraph Department	City Hall, Fourth Floor
Building Department	City Hall, Fourth Floor
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MINUTES OF MEETINGS OF THE Board of Commissioners

January, 1938

Newark, N. J., January 5, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

A Supplement to an Ordinance entitled "An Ordinance relating to and fixing the salary of certain officers and employes of the Division of Fire and Police, of the Department of Public Safety of the City of Newark," adopted January 11, 1927.

The Board of Commissioners of The City of Newark Do Ordain:

1. That each of the officers and employes of the Fire and Police Divisions of the Department of Public Safety of the City of Newark who has not attained the maximum salary of his or her respective grades, but who would have prior to January 1, 1938, attained said maximum salary of his or her respective grades, if the annual automatic salary increments had not been suspended and discontinued during the years 1933, 1934, 1935, 1936, shall be entitled to receive his or her maximum salary on and after January 1, 1938.

2. This ordinance shall become effective as of January 1, 1938.

3. All ordinances and parts of ordinances inconsistent with the provisions hereof be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that January 19th, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-Five Thousand, Four Hundred Four Dollars and Fifty Cents (\$25,404.50) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

City Sundries	\$14,914.50
Contingent	10,490.00
	<hr/>
	\$25,404.50

Vincent J. Murphy
M. P. Duffy

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Fifty-Nine Dollars and Forty-Six Cents (\$2,059.46) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Rents Foreclosed properties..	\$ 159.46
Tax Board	1,900.00
	<hr/>
	\$2,059.46

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Eighty-Two Dollars and Nineteen Cents (\$582.19) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 24.40
Tax Board	436.02
Tax Installment	17.10
Tax Revaluation	100.00
Rents Foreclosed properties....	4.67
	<hr/>
	\$582.19

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixty-Five Thousand, Six Hundred Eighth-Seven Dollars and Twenty-Seven Cents (\$65,687.27) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance, as follows:

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Five Thousand, Eleven Dollars and Sixty-Five Cents (\$5,011.65) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

1937 Taxes\$65,687.27

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Newark City Home\$1,582.51
Bureau of Baths..... 3,322.65
Newark City Alms House..... 65.48
Employment Bureau 3.15
Director's Office 12.40
Public Outing (Camp Newark) 25.46

\$5,011.65

The roll being called, the resolution was declared adopted by the following votes:

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The roll being called, the resolution was declared adopted by the following votes:

Commissioner Duffy offered the following resolution:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ten Thousand, Seven Hundred Forty-One Dollars and Twenty-Seven Cents (\$10,741.27) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Commissioner Byrne offered the following resolutions:

Fire Division\$10,741.27

RESOLVED: That the sum of Four Thousand, Six Hundred Forty-Seven

ollars and Ninety-Five Cents (\$4,-647.95) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending December 29th, 1937, and January 1, 1938, inclusive, as follows:

Shade Tree	\$2,410.91
Bureau of Docks	759.04
Public Buildings	1,478.00
	<hr/>
	\$4,647.95

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Three Hundred Forty-Six Dollars and Ninety-One Cents (\$3,346.91) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Parks and Public Property as follows:

Centre Market Rents.....	\$ 42.40
Green and Franklin Streets property	106.79
Printing and Stationery.....	1,183.82
Public Buildings WPA Project No. 1435-7.....	281.27
Public Buildings WPA Project No. 1485-7.....	7.66
Public Buildings WPA Project No. 1546-7.....	284.25
Public Buildings	1,305.90
Reserve for Uncompleted Contracts	47.50

Smoke Abatement	13.92
Weights and Measures.....	73.40
	<hr/>
	\$3,346.91

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Eight Dollars (\$8.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Parks and Public Property, as follows:

Bureau of Docks.....	\$8.00
----------------------	--------

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Three Hundred Dollars (\$1,300.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$1,300.00

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventeen Thousand, Nine Hundred Seventy-Six Dollars and Eighty-Five Cents (\$17,976.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$17,976.85

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED: That the sum of Forty-Six Dollars (\$46.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$46.00

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Thousand, Nine Hundred One Dollars and Twenty-Eight Cents (\$8,901.28) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction\$8,067.21
Street Construction 753.32
Street Construction 80.75

\$8,901.28

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Six Hundred Forty Dollars and Twenty-Eight Cents (\$1,640.28) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

Law Department\$ 33.00
Elections 26.00

City Sundries	1,128
City Clerk	360.00
Board of Adjustment—Zoning	104.00
	<hr/>
	\$1,640.28

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Eighteen Dollars and Thirteen Cents (\$418.13) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$275.61
Motors	79.66
Streets	26.55
Newark Labor Relations Board .....	.60
City Railway Construction .....	.54
Newark Airport	19.97
Street Cleaning	15.20
	<hr/>
	\$418.13

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Thirty-Six Thousand, Five Hundred Dollars and Forty-Five Cents (\$36,500.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending Dec. 29th, 1937:

Newark Airport	\$ 2,503.75
Bureau of Motors	2,666.62
Bureau of Streets	1,913.90
Bureau of Sewers	900.46
House Sewer Connections	192.90
Bureau of Street Cleaning	18,856.75
Swimming Pool Projects	369.04
Bureau of Water	9,097.03
	<hr/>
	\$36,500.45

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Thirty-Three Dollars and Fifty-Eight Cents (\$133.58) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

City Clerk	\$103.58
City Sundries	30.00
	<hr/>
	\$133.58

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

CONSTABLE'S BONDS:

Samuel W. Berlowe
Harry J. Glatt
Seymour Schoenbrun
John Warner
Herman Wurzel.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Samuel W. Berlowe	279 Vassar Avenue
Paul Beyer	711 South 14th Street
Theodore J. Conliss	60 Poe Avenue
Irving Gelber	293 Pomona Avenue
Harry J. Glatt	104 Schuyler Avenue
Bernard Hoffman	233 Schley Street
Charles O'Connor, Jr.	329 Grafton Avenue
Seymour Schoenbrun	439 Florence Avenue
John Warner	446 Clinton Place
Herman Wurzel	287 Leslie Street

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency as attested to by the Law Department:

KEEPER OF JUNK SHOP:

Thomas Byrd, 12 Badger Avenue.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the following named persons be and they are hereby appointed Constables of The City of Newark for the term expiring December 31, 1938:

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

...ran & m, v urpay, Mayor Ellenstein.

The following communication was received and read:

January 5, 1938.

Board of Commissioners
of the City of Newark,,
New Jersey.

Gentlemen:

The undersigned is the owner and holder of the outstanding Dock Bonds of The City of Newark, dated December 15, 1914, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on June 15th and December 15th, payable December 15, 1959, and consisting of thirty bonds of the denomination of \$1,000 each, numbered 211, from 320 to 327, inclusive, from 468 to 487, inclusive, and 826, reciting that they are issued pursuant to a resolution adopted by the Common Council of the City of Newark on December 4, 1914. The bonds were originally issued in coupon form but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto, and the execution by the City Comptroller of a conversion certificate printed on the back of said bonds.

We hereby request that these bonds be reconverted at the expense of the undersigned into coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of new coupon bonds.

Very truly yours,
Colyer, Robinson & Co., Inc.
Wilbur J. Bretzger,
Treasurer.

Ordered filed.

Commissioner Duffy offered the following resolution:

WHEREAS, prior to the issuance of each of the outstanding bonds of The City of Newark hereinafter described, a resolution was duly adopted by the governing body of said City, providing that said bond should be issued in coupon form but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request: NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding Dock Bonds of The City of Newark dated December 15, 1914, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on June 15th and December 15th, payable December 15, 1959, and consisting of thirty bonds of the denomination of 1,000 each, numbered 211, from 320 to 327, inclusive, from 468 to 487, inclusive, and 826, issued on or about their date pursuant to a resolution adopted by the Common Council of said City on the 4th day of December, 1914, and approved by the Mayor on the 5th day of December, 1914.

FURTHER RESOLVED, That the Mayor and City Clerk be and they hereby are authorized and directed to execute each of the bonds to be issued pursuant to this resolution and that the City Comptroller be and he hereby is authorized and directed to countersign said bonds and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City now in use to each of said bonds. The coupons annexed to such resissued bonds shall bear the fac-simile signature of the Comptroller.

FURTHER RESOLVED, That in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 5th day of January, 1938, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the resolution recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, That no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Section 110 of the Local Budget Act as amended provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the 1938 budget), temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided;

WHEREAS, the date of this resolution is within the first fifteen days of January, 1938;

AND WHEREAS, one-quarter of the total appropriations in the 1937 budget exclusive of any appropriations made for debt service in said 1937 budget is the sum of Seven Million, Four Hundred Fifty-Four Thousand, Four Hundred Eleven Dollars and Twenty-Two Cents (\$7,454,411.22);

NOW, THEREFORE BE IT RESOLVED, That the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the chief financial officer for his records:

DEPARTMENT OF PUBLIC WORKS:

Director's Office	\$ 9,320.00
Employment Bureau	6,500.00
Health Department	156,000.00
City Hospital	237,500.00
City Home	37,500.00
Public Baths	43,750.00
Alms House	35,000.00
Ivy Hill Power Plant	23,500.00
Convalescent Hospital	21,200.00
Public Outing	5,000.00
Outdoor Poor	9,500.00
Rental of Beds in Institutions	4312.50
Public Band Concerts	1312.50
Youths' Week	375.00

Memorial Day	362.50
Fourth of July.....	125.00
Columbus Day	150.00
Armistice Day	362.50
Emergency Relief Admin- istration	125,000.00
	<hr/>
	\$716,570.00

DEPARTMENT OF REVENUE AND FINANCE:

Director's Office	\$ 7,030.00
Comptroller's Office	22,777.00
Auditor's Office	13,283.00
City Treasurer's Office.....	5,169.00
Tax Receiver's Office.....	18,844.00
Deputy Tax Collectors.....	12,732.00
Tax Installment Bureau....	2,275.00
Tax Assessors' Office.....	61,518.00
Tax Revaluation	6,875.00
Commissioners Assess- ments--Local Improve- ments	6,082.00
	<hr/>
	\$156,585.00

DEPARTMENT OF PUBLIC SAFETY:

Director's Office	\$ 6,171.17
Police Division	872,483.50
Fire Division	546,125.00
License Division	7,462.50
Building Division	19,277.50
Electrical Division	14,024.83
Police Courts	12,437.50
	<hr/>
	\$1,477,982.00

DEPARTMENT OF PUBLIC AFFAIRS:

Director's Office	\$ 9,086.25
Engineering Division.....	6,780.00
Bureau of Streets.....	52,919.50
Bureau of Sewers.....	27,421.25
Public Lighting	103,061.25
Street Cleaning	317,500.00
House Sewer Connections	3,000.00
Sidewalks	1,475.00
Bureau of Motors.....	85,000.00
Division of Surveys.....	20,906.50

Bureau of Water.....	646,030.00
Newark Airport	20,000.00
	<hr/>
	\$1,293,179.75

DEPARTMENT OF PARKS AND PUBLIC PROPERTY:

Director's Office	\$ 7,250.00
Smoke Abatement	2,807.50
Public Buildings	95,696.00
Shade Tree	47,730.75
Weights and Measures.....	8,645.00
Printing and Stationery...	3,000.00
Miscellaneous Advertising..	687.50
Maintenance of Dog Pound	1,875.00
	<hr/>
	\$167,691.75

INTER-DEPARTMENTAL:

Law Department	\$ 22,250.00
City Clerk	21,750.00
District Courts	14,720.00
Elections	8,750.00
Newark Technical School..	16,250.00
Board of Adjustment.....	3,110.00
Central Purchase	14,250.00
Care and Maintenance Poor Children	750.00
Advertising Tax Sale.....	2,500.00
Free Public Library.....	140,875.00
Art Museum	27,500.00
Sinking Fund Commission	1,334.00
Newark Labor Relations Board	3,750.00
Fire and Police Pension Fund	102,500.00
Board of Works Pension Fund	7,499.62
Board of Health Pension Fund	4,063.27
Municipal Employees Pen- sion Fund	7,711.95
	<hr/>
	\$399,563.84

Audit	\$3,750.00
Legislative Expense	1,875.00
Court Costs	500.00
Car Fare and Expenses.....	250.00
New Jersey League of Mu- nicipalities	375.00

Expenses to Conventions—	
Mayors	375.00
Dues—Conference of Mayors	250.00
Stenographic Work	250.00
Recording Tax Sale.....	250.00

\$7,875.00

Supreme Court Investiga- tion	\$33,750.00
Legal Services Tax Certi- ficate Cases	2,500.00
Purchase of Army Base.....	25,000.00

\$61,250.00

Assessment Deficiency Sew- ers	\$2,905.29
Assessments Cancelled.....	285.04

\$3,190.33

General Interest	\$ 2,500.00
Down Payment	27,500.00

\$30,000.00

Public Schools	\$1,862,500.00
County Tax	1,278,023.55

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, The City of Newark maintained an action against the State Board of Tax Appeals in the matter of the apportionment of the gross receipts tax of the Public Service Corporation, for the year 1936, which action was entitled,

“The City of Newark,
Prosecutor,
vs.
The Board of Tax Appeals, et als.,
Respondents.”

on an application for a writ of certiorari to review the action of the State Board of Tax Appeals; and,

WHEREAS, Counsel for the Borough of Runnemede did appear at the hearing upon the said application for a writ of certiorari; and,

WHEREAS, by reason of such appearance and participation in said action as one of the respondents, the said Borough of Runnemede was entitled to taxed costs; and,

WHEREAS, costs were taxed by the Clerk of the Supreme Court in the said matter in the sum of \$35.75, as shown on the attached bill of taxed costs;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the sum of \$35.75 be and the same is hereby appropriated for and ordered paid to the said Borough of Runnemede in full satisfaction for costs taxed in the matter of

“The City of Newark,
Prosecutor,
vs.
State Board of Tax Appeals, et als.,
Respondents.”

on an application for a writ of certiorari to review the apportionment of the 1936 gross receipts tax paid by the Public Service Corporation; and the Director of the Department of Revenue and Finance be and he is hereby authorized to pay the said sum in full satisfaction for the purpose aforesaid.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of One Thousand Five Hundred Twenty Dollars (\$1,520.00) be and the same is hereby appropriated to Puder & Puder for services rendered in connection with the preparation and mailing of verifications of outstanding personal and property tax bills; correspondence with State Auditor regarding replies; correspondence with taxpayers, and the examination of individual accounts in connection with taxpayers' inquiries, and preparation of report thereon.

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand One Hundred Sixty Dollars (\$12,160.00) be and the same is hereby appropriated to Puder & Puer for services rendered in connection with the examination of the books and records of the City of Newark for the year ending December 31st, 1936; preparation of report of

findings; preparation of statements of the City's financial condition at December 31st, 1936 and such other statements as required by the State Auditor, including statements of receipts and disbursements and revenue and expenditures and debt statements, etc.

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Two Hundred Thirty-Four Dollars and Fifty Cents (\$1,234.50) be and the same is hereby appropriated to Puder & Puder for services rendered in connection with the audit of the books and records of the Policemen and Firemen's Pension Fund, Board of Works Pension Fund; Municipal Employees Pension Fund and the Board of Health Pension Fund, for the year ending December 31st, 1936, and the preparation of report thereon.

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ten Thousand Four Hundred Ninety Dollars (\$10,490.00) be and the same is

hereby appropriated to Puder & Puder for services rendered including preparation and analysis of lists of outstanding tax title liens and assessment balances, and supervision of preparation of lists of tax arrears at December 31st, 1936; investigation and adjustment of differences between the tax and tax title lien control accounts and lists as prepared from tax arrears ledger at December 31st, 1936, detailed checking of postings from cash book; analysis of individual accounts; analysis of transfers and cancellations; analysis of cash correction book; analysis of entries reported to Auditor's Office by Controller's Office and adjustment of items reported so as to reconcile controlling accounts maintained in Auditor's Office with those maintained in Controller's Office; complete mathematical check of all items in tax arrears ledgers and adjustment of errors located; preparation of all necessary adjusting journal entries to correct errors located in records of Controller's Office.

The above amount is to be charged to the Contingent Account.

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Three Hundred Dollars (\$1,300.00) be and the same is hereby appropriated to Puder & Puder for services rendered in connection with the examination of the records of the Bureau of Water for the year ending December 31st, 1936.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, The Market Garage, Inc., in June, 1934, by virtue of an agreement of letting made with Honorable Anthony F. Minisi, then Director of the Department of Parks and Public Property of the City of Newark, entered into possession of the basement section of the Centre Market, and has continued in possession ever since that time; and,

WHEREAS, in August, 1937, the Honorable Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, notified the Market Garage, Inc. to vacate the said premises on September 11, 1937; and,

WHEREAS, a dispute has arisen as to the rights of The City of Newark and of the Market Garage, Inc., in connection with the aforesaid agreement; and,

WHEREAS, the Market Garage, Inc. instituted a suit in the Court of Chancery of the State of New Jersey against The City of Newark to restrain the said The City of Newark from interfering with the rights of the said Market Garage, Inc. in the premises aforesaid; and,

WHEREAS, on September 10, 1937, an Order was entered in the Court of Chancery, restraining The City of Newark from interfering with the oc-

cupancy of the said Centre Market by the Market Garage, Inc., until further determination by the Court; and,

WHEREAS, the aforesaid Chancery suit is still pending; and,

WHEREAS, Honorable Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, and the Market Garage, Inc., are desirous of ending the existing litigation; and,

WHEREAS, the Market Garage, Inc. has agreed to discontinue the suit instituted by it in the Court of Chancery, upon The City of Newark executing a lease from September 11, 1937 to February 28, 1938, on the terms and conditions contained in the said lease, copy of which is hereto attached and made part hereof; and,

WHEREAS, the Director of the Department of Parks and Public Property is agreeable to the execution of the lease, as hereto attached;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized and empowered to execute on behalf of The City of Newark, upon the discontinuance of the Chancery action by the Market Garage, Inc., a lease with the Market Garage, Inc., for the period from September 11, 1937 to February 28, 1938, under the terms and conditions specified in the said lease, copy of which is hereto attached and made a part hereof.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, for many years past the National State Bank of Newark, New Jersey, a National banking institution, has been acting for the City of Newark as its fiscal agent in the payment of principal and interest due upon the bonds of the said City; and

WHEREAS, the said National State Bank of Newark, New Jersey, is unwilling to continue such services without pay therefor, but is willing to accept a reasonable fee for the performance of said duties; and,

WHEREAS, the Board of Commissioners of The City of Newark deem it fair and equitable that the said National State Bank of Newark, New Jersey be paid a reasonable fee for the performance of said duties;

NOW THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that from and after the first day of January, A. D., 1938, a reasonable fee be paid unto the said National State Bank of Newark, New Jersey, for its services as the fiscal agent of the said The City of Newark, said fee to be determined from time to time by the execution of a yearly contract between the said National State Bank of Newark, New Jersey, and The City of Newark; and

BE IT FURTHER RESOLVED, That a reasonable fee for the performance of such services is the sum of one-eighth of one per cent ($\frac{1}{8}$ of 1%) on all interest coupons paid by the said National State Bank of Newark, New Jersey, and one twentieth of one per cent ($\frac{1}{20}$ of 1%) on all the principal sums paid on said bonds

through the said National State Bank of Newark, New Jersey; and

BE IT FURTHER RESOLVED That the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to enter into and execute for and on behalf of the City of Newark, a contract with the said National State Bank of Newark, New Jersey, a copy of which contract is hereto annexed and made a part hereof.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to locate a pole on the east side of Broad Street south of Chestnut Street, as indicated on map or plan numbered 2803-A and entitled "Public Service Co-ordinated Transport, Distribution Department, Proposed Pole Location in Broad Street, at Chestnut Street, Newark, N. J." dated December 6, 1937, hereto attached and made a part hereof, and that said pole be and is hereby located as shown on said map or plan.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its pole on the north side of Miller Street east of Frelinghuysen Avenue, as indicated on map or plan numbered 2798-A and entitled "Public Service Coordinated Transport, Distribution Department., Proposed Relocation of a Pole in Miller Street, near Frelinghuysen Avenue, Newark, N. J." dated November 23, 1937, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its poles on both sides of Bloomfield Avenue from Roseville Avenue to Branch Brook Park Entrance, as indicated on map or plan numbered 2788-K and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Re-location of Transport Poles on Bloomfield Avenue from Roseville Avenue to Branch Brook Park En-

trance, Newark, N. J." dated October 7, 1937, hereto attached and made a part hereof, and that said poles be and are hereby relocated as shown on said map or plan.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works, has caused to be filed with the United States Works Progress Administration application covering a certain supplemental project to provide employment for needy persons to bottle and label codliver oil to be distributed free of charge to needy children in public schools, child welfare stations, and other child care institutions throughout the City of Newark, Essex County. There is no budgetary appropriation for this work and no one regularly employed will be displaced; and

WHEREAS, the said Director of the Department of Public Works has been notified by the WPA of its desire for said supplemental project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said supplemental project amounting to \$1,787.00 is contingent upon the expenditure of \$2,580.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works is hereby authorized to expend the sum of \$2,580.00 for the purpose aforesaid, covering a period of 100 working days beginning five days after notice to proceed.

Sponsor's Contribution

Superintendence	\$ 100.00
Materials and supplies	2,330.00
Other direct costs	150.00
	<hr/>
	\$2,580.00

Federal Funds— 40.9%
Sponsor's Funds—59.1%

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works, has caused to be filed with the United States Works Progress Administration application covering a supplemental project to provide employment for needy registered physicians and nurses in the operation of a Medical Clinic, to provide free medical service, physical examinations and lectures to patients from congested areas where tuberculosis may exist. No regularly employed persons will be displaced; and

WHEREAS, the said Director of the Department of Public Works has been notified by the WPA of its desire for said supplemental project

upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said supplemental project amounting to \$6,216.00 is contingent upon the expenditure of \$1,553.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Works is hereby authorized to expend the sum of \$1,553.00 for the purpose aforesaid, covering a period of 120 working days beginning 5 days after notice to proceed.

Sponsor's Contribution

Superintendence	\$ 875.00
Materials and supplies	300.00
Equipment rentals	78.00
Other direct costs	300.00
	<hr/>
	\$ 1,553.00

Federal Funds— 80%
Sponsor's Funds—20%

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for fur-

nishing and delivering granite blocks for use in the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Bituminous materials for use in the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Byrne offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Neon letters for Bulletin Board at Port Newark, for the Department of Parks and Public Property; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said Neon letters to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Neon Letters:

CAPITOL LUMINOUS TUBE SIGN COMPANY—Newark, N. J.

For Neon Letters—reading “Port of Newark” on top of Bulletin Board at Route No. 25, opposite Newark Airport, understood to mean Channel Letters, 5’ high, for the sum of \$718.00.

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Murphy offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Revenue and Finance publicly solicited, received and opened bids for the furnishing and delivering of Buick and Pontiac automobiles; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said automobiles to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, and the Director of the Department of Revenue and Finance and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark proper contract for furnishing and delivering of said automobiles;

NEWARK BUICK CORPORATION.

1938 Buick Four Door Sedan—Model 81—six wheel equipment—delivered price \$1,841.95.

Equipment

Bumpers and bumper guards, two spare tires and tubes, 2 metal tire covers, extra wheel, 2 tire locks, 2 fender wells, 2 side tire carries, electric dash watch, chrome wheel rings, license plate frames, flexible steering wheel and special gear shift knob.

Specifications

Buick Valve-in-Head straight eight engine—bore and stroke, 3 7/16 x 4 5/16 inches. Displacement 320.18 cubic inches. Buick turbulator pistons. Compression ratio, 6.35 to 1.

Developed horsepower 141 at 3,600. Full-pressure lubrication to main, connecting rod, camshaft and rocker arm bearings. Counterweighted crankshaft with torsional balancer. Crankcase ventilator. Oil capacity, 8 quarts. Wheels and tires—Demountable steel disc wheels. Tire size 16x7.00. Wheel Base — 135 inches.

HAGIN & KOPLIN, Inc. (Pontiac)

8 Cylinder Specifications:

Wheel Base 122"—HP 34. Weight approximately 3,400 lbs. Business coupe, \$943.00 delivered.

Allowances:

1929 Cadillac, \$50.00.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy.

Commissioner Byrne and Mayor Ellenstein not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering meats to the Lodging House, for the period of two (2) months; therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and

delivering meats to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said meats.

ESSEX BEEF COMPANY—Newark, N. J.

Approximately 2,600 lbs. fresh skinned shoulders, No. 1 grade @ .1690 lb.

Approximately 1,750 lbs. beef livers—fresh or frozen, No. 2 grade @ .1425 lb.

JOHN GIALANELLA—Newark, N.J.

Approximately 1,750 lbs. cow chucks, medium grade @ .1124 lb.

Approximately 1,750 lbs. lamb chucks, medium grade* @ .1390 lb.

Approximately 1,750 lbs. mutton chucks, medium grade @ .1048 lb.

* The City of Newark reserves the right to purchase against the above mentioned items in an aggregate amount not to exceed the total amount shown.

PALUMBO & CICALSE—Newark, N. J.

Approximately 4,500 lbs. corn steer plates, No. 2 grade @ .0998 lb.

Approximately 600 lbs. frankfurters, No. 1 grade @ .2148 lb.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

Commissioner Duffy offered the following resolution:

RESOLVED, that the compensation of the following Identification Clerks in the Police Department in the Department of Public Safety, be and the same is hereby increased to the amount set opposite their names, payable semi-monthly as other salaries are paid, effective as of January 1st, 1938:

	Per Annum from	Per Annum to
Bernad J. McCabe	\$1,580	\$1,800
James J. Boyle	"	"
Walter J. Haley	"	"
John J. Hickey, Jr. ..	"	"
William E. O'Connor ..	"	"
Michael G. Agoglia....	1,800	2,000
Thomas M. Conway	"	"
James A. Dowd	"	"
Elmer W. J. Duffy....	"	"
Howard F. Duffy	"	"
Edward J. Fox, Jr....	"	"
Thomas A. Kingston ..	"	"
George E. Kinney, Jr.	"	"
Joseph A. Kinney.....	"	"
Harry A. Klein	"	"
William V. Kolshorn ..	"	"
Edgar LaCapra.....	"	"
Thomas J. Leahy	"	"
Richard A. Luongo ..	"	"
Frank A. McDonough ..	"	"
Arthur E.	"	"
McLaughlin	"	"

Arthur W Motzenbecker	\$1,800	\$2,000
Joseph B. Nelligar, Jr.	"	"
Michael J. O'Connor, Jr.	"	"
Harry N. Plante, Jr.	"	"
Thomas A. Queenan ..	"	"
James J. Quinn	"	"
Rocco R. Remondelli ..	"	"
Joseph E. Rolandelli ..	"	"
George Schreiber	"	"
Joseph R. Van Ess....	"	"
Harry A. Walsh	"	"
James J. Whalen, Jr.	"	"

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that because of increased duties and responsibilities, and in order to correct an inequality, the compensation of Lena DeBeneditis, Clerk-Bookkeeper in the Department of Public Affairs, Division of Water (Accounts) be and the same hereby is increased from \$1,380.00 per annum to \$1,680.00 per annum, effective January 1, 1938.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that John P. McCormick, 66 North 6th Street, Newark, N. J., whose name has been certified as eligible by the Civil Service Commission, be and he hereby is appointed to the position of Telephone Operator in the Department of Public Affairs, Newark Airport, at a compensation of \$1,320.00 per annum, effective January 6, 1938.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, nine vacancies exist in the rank of Lineman in the Fire Division of the Department of Public Safety;

NOW, THEREFORE BE IT RESOLVED, that George W. Wright, Jr., Hugh A. Dunnion, Arthur F. Linhoff, Walter A. Bastin, John Rybarczyk, Joseph Williams, Andrew R. McDevitt, Richard Condon and Raymond P. Smith, who have been certified as eligible by the Civil Service Commission, be and they are hereby appointed to the position of Lineman in the Fire Division, Department of Public Safety, and they shall be paid the same base salary and in the same manner as other Linemen in similar grade of service, effective January 6th, 1938.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the salary of Clare Mulvey, Law Stenographer in the Law Department, be and the same is hereby increased from Eighteen Hundred and Forty Dollars (\$1,840.00) to Twenty-One Hundred and Forty Dollars (\$2,140.00) per year, effective as of January 15, 1938.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the title of Veneereal Social Investigator, be and the same is hereby created in the Bureau of Health, Department of Public Works, at a salary of \$1,620 per annum, effective dating from January 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert L. Pryor (Public Service Electric & Gas Co., owner); for the establishment and operation of an automobile sales lot in a 2nd business and 1st industrial district; premises 537-545 Springfield Avenue; such use to be limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application

(No response).

Commissioner Duffy: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of M. J. Coyle (S. S. Kresge, owner); for the establishment and operation of an automobile and motor truck sales lot in a 1st industrial district; premises 245-269 New Street; such use to be limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was received and read:

WILLIAM R. GANNON
Counsellor at Law
921 Bergen Avenue
Jersey City, N. J.

December 20, 1937.

Re: No. 140-46 Roseville Ave., Newark, N. J.

Application to Modify Zoning set back.

City Clerk of Newark,
City Hall,
Newark, N. J.

Dear Sir:

I represent The Colonial Life Insurance Company of America, the owner of premises No. 150-154 Roseville Avenue, Newark, immediately adjoining the above captioned premises on the north.

I appeared before the Board of Adjustment on Wednesday, December 15th, and voiced our objection to the elimination of the twenty-five foot set back prescribed in the Zoning Ordinance because of the fact that the building of the contemplated structure on the applicant's land would be detrimental to our interests and unfair to the property owners who had observed that set back.

It was stated at the hearing before the Board of Adjustment by Mr. Bigelow, Superintendent of Buildings,

that under the Ordinance the applicant would only be required to set back about ten feet so that the applicant would be entitled to build out approximately fifteen feet beyond the front line of our building without modification of the Ordinance.

With all due respect to Mr. Bigelow, whose integrity and ability I recognize and concede, I disagree with his application of the "average depth" clause of the ordinance and contend that the existing ordinance requires a set back of twenty-five feet at the point where the applicant's property is located. I also contend that any modification of the set back restriction in the ordinance, to be legal, requires the abolition of the set back requirement for the whole block; otherwise, any special action respecting applicant's property will be discriminatory.

Notwithstanding objections by several parties, the Board of Adjustment voted to approve the application for modification of the Zoning Law set back and I was advised by the Secretary of the Board of Adjustment that the matter would be heard by the Board of Commissioners of the City of Newark on Wednesday, December 22nd.

Might I ask you to present this letter to the Board of Commissioners at their meeting on Wednesday, the 22nd, as evidence of our continued objection to the application to modify the set back required by the Zoning Ordinance, in lieu of a personal appearance on my part.

Very truly yours,
William R. Gannon.

Ordered filed.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the

...d of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Clifford MacEvoy, owner; for the erection of an apartment house beyond the required setback line in a 3rd residential district; premises 140-146 Roseville Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Have you the blueprint? Is there any person who desires to be heard in opposition to this application? Is the applicant present?

Mr. Rankin: The other three apartments on the block objected to the setback. Where he is going to build adjoins a corner building which is out to the street line.

Mayor Ellenstein: Was it adjourned from last week?

Mr. Rankin: Two weeks ago.

Mayor Ellenstein: What is the setback?

Mr. Rankin: He wants to come out to the line, 15 or 20 feet.

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., January 4, 1938.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*490-494 Bloomfield Avenue; Raffaele and Rachel Lizzo; renewal of permit for gasoline station; such use to be limited to the period of eight years ending November 2, 1945;

508-510 South Fourteenth Street; Senger Ice and Coal Co.; in a 3rd residential district the installation of two two-thousand gallon kerosene fuel tanks and one one-thousand gallon gasoline tank, and permission to sell kerosene fuel to retail dealers; such use to be limited to the period of eight years;

28-30 Bayard Place, Martin Lordi, in a 1st residential district the erection of a one and one-half story dwelling to be occupied by two families;

967-983 Raymond Boulevard (69-75 Commercial Street); C & M Corporation; in a 1st industrial district the establishment and operation of a gasoline station; such use to be limited to the period of eight years; (no objectors);

*114-116 Bank Street; Carlo Vernoni, renewal of permit for automobile parking station; such use to be limited to the period of one year ending December 12, 1938;

*28 Clinton Street; J. G. Corporation; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 15, 1939;

*64 Park Street; Richard S. Pitts; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 4, 1939;

256-260 Lyons Avenue; George F. Weber; in a 2nd business district the rebuilding and maintaining of a gasoline filling station and lubritorium; such use to be limited to the period of eight years; (No objectors);

304 Walnut Street; John Mackewitz; in a 3rd residential district the establishment and operation of a bowling alley and cafe; (No objectors);

*68-74 Chapel Street; Consolidated Iron & Steel Co.; renewal of a permit for an automobile dismantling and used car sales lot; such use to be limited to the period of one year ending January 6, 1939;

*878-880 Broad Street; Mortann

Corporation, renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 29, 1939;

*291-35 Rector Street; Sam Gurera; renewal of permit for automobile parking station; such use to be limited to the period of one year ending December 28, 1938;

36-48 Raymond Plaza East; Penn Service Garage; in a 1st industrial district the establishment and operation of an automobile parking station; such use to be limited to the period of one year; (No objectors);

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

Received, copy to be sent to each Commissioner and further action postponed to January 19, 1938.

The City Clerk: We have the following renewals: Raffaele and Rachel Lizzo, Carlo Vernoni, J. G. Corporation, Richard S. Pitts, Consolidated Iron and Steel Company, and Mortann Corporation.

Mayor Ellenstein: I will entertain a motion the rules be suspended in these cases.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling

the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed;

Application of Raffaele and Rachel Lizzo, owners; for the renewal of permit for gasoline station; premises 490-494 Bloomfield Avenue; such use to be limited to the period of eight years ending November 2, 1945;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having con-

sidered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed;

Application of Carlo Vernoni (Frank Pinto, owner); for the renewal of a permit for automobile parking station; premises 114-116 Bank Street; such use to be limited to the period of one year ending December 12, 1938;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commis-

sioners of the City of Newark that the following structure or use be allowed:

Application of J. G. Corporation (Estate of Margaret Keer, owner); for the renewal of permit for automobile parking station; premises 28 Clinton Street; such use to be limited to the period of one year ending January 15, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Richard S. Pitts (Richard S. and Marion Pitts, owners); for the renewal of permit for automobile parking station; premises 64 Park Street; such use to be limited to the period of one year ending January 4, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Consolidated Iron & Steel Co. (Mansfield Holding Co.,

); for the renewal of permit for an automobile dismantling and used car sales lot; premises 68-74 Chapel Street; such use to be limited to the period of one year ending January 6, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mortann Corporation (Stanley Co. of America, owner); for the renewal of permit for

automobile parking station; premises 878-880 Broad Street; such use to be limited to the period of one year ending January 29, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein: The others will take the usual course and be heard two weeks from today on the 19th.

Mr. Jack Berly, 11 Commerce Street: I represent an applicant who made his application before the Board of Adjustment yesterday for the erection and establishment of bowling alleys and a cafe. There was no objection to the matter.

Mayor Ellenstein: Where is it located?

Mr. Berly: 304 Walnut Street.

Mayor Ellenstein: There were no objectors?

Mr. Berly: No objectors, and petitions were placed into evidence with 90 signatures on. I spoke to Mr. Rankin yesterday. I thought it would be submitted before your Honor. It isn't.

Mayor Ellenstein: It usually takes two weeks, but the rules can be suspended. I will entertain a motion that the rules be suspended.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of John Mackewitz (Savings Building and Loan Association, owner); for the establishment and operation of a bowling alley and cafe in a 3rd residential district; premises 304 Walnut Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations

of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

The City Clerk: There is a similar request for premises 36-48 Raymond Plaza East. There are no objectors noted in the letter.

Mayor Ellenstein: I will entertain a motion the rules be suspended.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commis-

sioners of the City of Newark that the following structure or use be allowed;

Application of Penn Service Garage (United New Jersey Railroad & Canal Co., owner); for the establishment and operation of an automobile parking station in a 1st industrial district; such use to be limited to the period of one year; premises 36-48 Raymond Plaza East;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move

we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein

Commissioner Murphy not voting.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

A P P R O V E D :

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN
City Clerk.

Newark, N J , January 12, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated same was presented for information on December 8th, 1937:

An Ordinance to amend an ordinance entitled: "An Ordinance creating a Bureau of Smoke Abatement and the position of Smoke Inspector and Assistants; prescribing the duties and salaries; creating an Advisory Board of three Engineers, and also a Board of Appeals; regulating the emission of smoke and other solids, gases or fumes from any chimney, stack or other source within the corporate limits of the City of Newark, New Jersey, and prescribing penal-

ties for the violation of the provisions therein."

Mayor Ellenstein: This ordinance was introduced for information, and there will be a hearing before it is regularly voted upon and given consideration on first reading.

Is there any person who desires to be heard on this ordinance

Mr. E. W. Estelle, representing Standard Oil Company of New Jersey, 29 Spring Street, West Orange, N. J.; With reference to smoke abatement, I would like to see some sane policy put into effect to govern the installation of oil burners and new boilers in homes in Newark. The reason for that is that the average taxpayer here that is purchasing new equipment is getting stuck because of the fact that the average job that is sold is sold short. In other words, where you have a one thousand foot boiler installed, they get competition in on the job and they sell them a boiler that is two or three hundred foot short, so actually the purchaser of this equipment is the one that is being short changed. Now, we should have teeth in this law to arrange or to collect the fee on each one of these jobs that are put in, and there should be, as I say, teeth in this law to govern each job that goes in so they would have to get a permit and pay a definite fee so when the purchaser bought equipment that each job would be of the proper size and would cut down on smoke, which is the net result of an inefficient job that is installed.

Mayor Ellenstein: Commensurate with the building in which the particular boiler is put?

Commissioner Byrne: Have you read this ordinance?

Mr. Estelle: Yes, sir.

Commissioner Byrne: Don't you think that the ordinance as drawn takes care of the things that you are afraid of?

Mr. Estelle: I am not afraid of it. The ordinance is all right, it is drawn up in accordance with, we will say, the same as Hudson County, and the law is all right. That is, the ordinance is all right. And the only objection is, there is no teeth in the thing, there is no way to back it up.

Commissioner Byrne: Have you got any recommendations to insert in it?

Mr. Estelle: No, sir.

Mayor Ellenstein: I take it you want a penalty imposed where a representation is made that it is a one thousand foot boiler and it turns out it is only eight or nine hundred feet?

Mr. Estelle: Yes. I only used round figures.

Mayor Ellenstein: You want a penalty imposed for that misrepresentation?

Mr. Estelle: Yes, sir. The thing is, when each job is sold if they have to come here and get a permit, and the radiation in each house is checked up so it is right.

Mayor Ellenstein: Is there a similar ordinance in Hudson County?

Mr. Estelle: There is a similar ordinance there, and it is absolutely lived up to one hundred per cent., so everybody is on the same equal when a job is sold.

Mr. William Schaum, City Smoke

Inspector Mr. Mayor, this ordinance was passed in October, 1934. The amendment that comes up now has to do with fees, depositing and collecting of fees. The ordinance has been a little lax because of the fact we had trouble with the collecting of fees. The ordinance is in keeping with the rest of the United States and other Cities such as Chicago, New York, Hudson County, St. Louis, and all of them, and I think that Newark should be on the map and should have an ordinance of this kind and to be made effective and enforced.

Commissioner Byrne: Is this as effective as this gentleman wants it to be, the way it is drawn now?

Mr. Schaum: It is, to the extent to which we refer now. In other words, that the boilers that are in must be of the right size.

Mayor Ellenstein: But there isn't any penalty prescribed

Mr. Schaum: \$50 fine and thirty days, your Honor.

Mayor Ellenstein: That does not coincide with what you say.

Mr. Schaum: I understood this ordinance is exactly drawn up to coincide with Hudson County, and in the event that is exactly the same, why, that is just what we want and would like to see.

Mayor Ellenstein: You have not read this ordinance?

Mr. Estelle: I have not read this one, no, sir.

Mayor Ellenstein: Is there anyone else who wants to be heard on this ordinance?

Mr. Ira H. Morris, 222 Market Street, Executive Secretary, Master Plumbers' Association: We think the

fees are exorbitant. There is no protection to the householder. If the householder was protected to some extent as to installation and all material and the size of the boiler and the piping, there might be some use for these fees to be saddled on the home owner, but there is nothing in the original ordinance or nothing in this amendment as to the requirements of the size of the boiler and the radiation to be installed, and for that reason, as to the fees alone, we object to the amendment.

Mayor Ellenstein: You object to the fees?

Mr. Morris: Inasmuch as there is no consideration given to the contractor, no protection here to the home owner as to the size of the boiler to be installed and radiation to be installed. He does not know whether he is going to get what he thinks he is getting or not.

Mayor Ellenstein: If there is any misrepresentation of the boiler that there be a penalty prescribed?

Mr. Morris: That is right.

Commissioner Murphy: If I get the point Mr. Morris, there is no enforcing agency making a check-up on each one of the installations so if I want installed in my home a 350 foot boiler or one that will take radiation amounting to 500 feet, I am likely to get one put in for 350 feet and that is what is happening at the present time, and it is undermining fair competition in the market, and at the same time doing an injustice to the person making the installation.

Mr. Morris: That is right.

Commissioner Murphy: What you want is for the City to have somebody check up on these and see that the proper installation is made?

Mr. Morris: If these fees are to be required. Otherwise, those fees do not mean anything to anybody except to the City.

Commissioner Murphy: I know there is a lot of that going on.

Commissioner Byrne: Can you answer that?

Mr. Schaum: I think Mr. Morris has amplified it a little further than the extent which we have travelled so far. Now, I am fully in accord with what Mr. Morris says; I think we should have a check on radiation, exposures and other essentials that go into the proper heating of a home, but the particular set-up only deals with the boilers. The rest I hope to come in the future by a future ordinance, but at the present time we are concerned with the installation of the boiler proper.

Mayor Ellenstein: Isn't that part of the installation? That would not require any study, just merely putting another section in the ordinance.

Mr. Schaum: Yes.

Mayor Ellenstein: If there is no objection, suppose it be referred back to Director Byrne, and have Mr. Morris and yourself stop in and see Mr. Schaum, working in conjunction with Director Byrne. The ordinance will be referred back to Director Byrne, who will endeavor to revise it following out the suggestions of yourself, Mr. Schaum and Mr. Estelle.

The City Clerk presented An Ordinance providing for the issuance of bonds of The City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin I move further consideration of this ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to provide for the licensing of retail or wholesale merchants, truckers, merchandise brokers or agents, firms or corporations desiring to engage in retail or wholesale business through use of open spaces in municipal or private plazas, and the selling and delivering of goods, wares, merchandise or food products from the same, in the City of Newark, and for the sale of any goods, wares, merchandise or food products (farm provisions sold directly by producing farmers herewith excepted herefrom), fixing the amount of said license and the method of collecting the same and to provide penalties for violation of this ordinance," and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Byrne moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that

the following ordinance be taken up on second reading:

An Ordinance to provide for the licensing of retail or wholesale merchants, truckers, merchandise brokers or agents, firms or corporations desiring to engage in retail or wholesale business through use of open spaces in municipal or private plazas, and the selling and delivering of goods, wares, merchandise or food products from the same in the City of Newark and for the sale of any goods, wares, merchandise or food products (farm provisions sold directly by producing farmers herewith excepted herefrom), fixing the amount of said license and the method of collecting the same and to provide penalties for violation of this ordinance.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up an third and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the title of "An Ordinance to provide for the licensing of retail or wholesale merchants, truckers, merchandise brokers or agents, firms or corporations desiring to engage in retail or wholesale business through use of open spaces in municipal or private plazas, and the selling and delivering of goods, wares, merchandise or food products from the same, in the City of Newark, and for the sale of any goods, wares, merchandise or food products (farm provisions sold di-

rectly by producing farmers herewith excepted herefrom), fixing the amount of said license and the method of collecting the same and to provide penalties for violation of this ordinance." be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to provide for the licensing of retail or wholesale merchants, truckers, merchandise brokers or agents, firms or corporations desiring to engage in retail or wholesale business through use of open spaces in municipal or private plazas, and the selling and delivering of goods, wares, merchandise or food products from the same, in the City of Newark, and for the sale of any goods, wares, merchandise or food products (farm provisions sold directly by producing farmers herewith excepted herefrom), fixing the amount of said license and the method of collecting the same and to provide penalties for violation of this ordinance.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of

Twenty-Three Thousand, Five Hundred Forty-Nine Dollars and Twenty-Six Cents (\$23,549.26) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$ 23,549.26

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Eight Hundred Four Dollars and Eighty-One Cents (\$1,804.81) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Uncompleted
Contracts\$ 1,804.81

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Two Hundred Twenty-Two Dollars and Eighty-Eight Cents (\$2,222.88) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 36.81
Comptroller's Office	37.35
Reserve for Overpayments	
Comptroller's Office	1,263.66
Reserve for Uncompleted	
Contracts	540.00
Miscellaneous Revenue	117.00
Rents Foreclosed	
properties	64.95
Surplus and Deficiency	118.11
Newark Board of Health	
Pension Fund Association	45.00
	<hr/>
	\$ 2,222.88

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-One Thousand, Five Hundred Seventy-One Dollars and Thirty-Eight Cents (\$21,571.38) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Division	\$ 19,710.18
Fire Division	1,629.42
Building Division	79.90
Electrical Division	126.88
Police Courts	25.00
	<hr/>
	\$ 21,571.38

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Sixty-Five Thousand Five Hundred Thirty-seven Dollars and Twenty-six Cents (\$65,537.26) be and the same is hereby appropriated to the persons on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

City Hospital	\$ 39,680.53
Convalescent Hospital	4,571.63
Outdoor Poor	13.00
Bureau of Health	4,981.40
Bureau of Baths	434.50
Ivy Hill Power Plant	1,863.57
City Home	4,724.46
Newark City Alms House	9,268.17
	<hr/>
	\$ 65,537.26

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand One Hundred Eighty-Seven Dollars and Eighteen Cents (\$6,187.18) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Alms House..	\$ 2,091.72
Convalescent Hospital	2,730.81

Newark City Hospital	1,364.65
	<hr/>
	\$ 6,187.18

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand, Three Hundred Sixty-Six Dollars and Twenty-Seven Cents (\$11,366.27) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$ 11,366.27

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Four Thousand, Eight Hundred Thirty-six Dollars and Ninety-one Cents (\$4,836.91) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending January

5th and January 8th, 1938, inclusive,
as follows:

Shade Tree	\$ 2,601.27
Bureau of Docks	771.64
Public Buildings	1,464.00
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	\$ 4,836.91

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Frank-
lin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One
Thousand, Six Hundred Sixty-five
Dollars and Fifty-Six Cents (\$1,
665.56) be and the same hereby is
appropriated to the persons named,
as per certified list attached, being
the gross amount of bills contracted
and chargeable to the Department of
Parks and Public Property, as fol-
lows:

Bureau of Docks	\$ 1,665.56
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Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Frank-
lin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Fourteen Thousand, Eight Hundred
Eighteen Dollars and Forty-Three
Cents (\$14,818.43) be and the same
is hereby appropriated to the persons
named on the annexed certified list,
same being the bills and claims of the

Department of Parks and Public
Property, as follows:

Director's Office	\$ 13.62
Municipal Farmers' Market	44.84
Printing and Stationery....	3,355.97
Public Buildings W. P. A. Project No. 1435-7	742.62
Public Buildings W. P. A. Project No. 1485-7	3.88
Public Buildings W. P. A. Project No. 1546-7	456.81
Public Buildings	4,631.82
Shade Tree	3,168.27
Shade Tree — W. P. A. Project No. 771-7	1,794.27
Reserve for Uncompleted Contracts	553.55
Smoke Abatement	16.46
Weights and Measures	36.32
	<hr/>
	\$ 14,818.43

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Frank-
lin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the fol-
lowing resolutions:

RESOLVED: That the sum of For-
ty-six Dollars and Nineteen cents
(\$46.19) be and the same is hereby
appropriated to persons named on the
annexed certified list, being the bills
and claims of the Inter-Departmental
Department, as follows:

City Clerk	\$36.19
Labor Relations Board	10.00
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	\$46.19

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-Two Dollars and Forty-Three Cents (\$72.43) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

Labor Relations Board\$72.43

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixty-Nine Dollars and Eighty-three cents (\$69.83) be and the same is appropriated to the person named on the annexed certified list, being the bill and claim of the Department of Inter-Departmental Departments, as follows:

Department of Central
Purchase\$69.83

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Seven Thousand, Three Hundred Fifty-six Dollars and Eight-two Cents (\$107,356.82) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$ 5,183.39
Water	32,509.76
Motors	14,004.95
Director's Office	59.72
Sewers	435.91
House Sewer Connections	122.47
Street Cleaning	8,168.51
Public Lighting	33,650.12
Surveys	42.97
Street Improvement charges	18.44
Newark Airport	2,787.84
Airport Construction	10,372.74
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	\$107,356.82

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-Seven Thousand, Twelve Dollars and Five Cents (\$37,012.05) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, weekly payroll,
period ending January 5th, 1938:**

Newark Airport	\$ 2,570.43
Bureau of Motors	2,650.24
Bureau of Streets	2,084.06
Bureau of Sewers	830.29
House Sewer Connections..	295.65
Bureau of Street Cleaning	19,164.93
Swimming Pool Projects ..	369.04
Bureau of Water	9,038.41
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	\$ 37,012.05

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy Dollars and Fifty Cents (\$70.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$70.50
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M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Two Hundred Sixty-Four Dollars and Forty-Eight Cents (\$4,264.48) be and the same hereby is

appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA.....	\$4,264.48
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M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Thousand, Two Hundred Sixty-Eight Dollars and Nine Cents (\$8,268.09) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	\$6,668.14
Street Construction	291.47
Sewer Construction	253.78
Sewer Construction	1,054.70
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	\$8,268.09

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Forty-Five Dollars (\$3,045.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted

and chargeable to the Department of Public Affairs, as follows:

City Railway Construction....\$2,403.00
Port Newark Development.... 642.00

\$3,045.00

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

CONSTABLE'S BONDS:

Irving Gelber
Charles O'Connor, Jr.
Theodore J. Conliss

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the provisions of the Wagner-Steagall Housing Act cannot benefit the communities of the State of New Jersey because of the lack of enabling legislation, and

WHEREAS, the State of New Jer-

sey has many of its inhabitants in both small and large communities living in sub-standard habitations to the detriment of the health and morals of the community; and

WHEREAS, benefits cannot be derived by the State of New Jersey unless legislation is passed at once which will enable the State to share in the benefits of the Wagner-Steagall Housing Act; and

WHEREAS, the housing bills, as they now stand amended, have not with the approval of the United States Housing Authority, the Labor Unions, the Municipal officials and the semi-official housing bodies of the entire State.

NOW, THEREFORE, BE IT RESOLVED That the Board of Commissioners of the City of Newark do hereby express to the Legislature and to the Governor of the State of New Jersey, their desires and opinion that it is of extreme importance to all of the people of the State of New Jersey that the Housing Bills as amended, with the approval of the Conference of Low-cost Municipal Housing Committees of the State of New Jersey, be adopted at the earliest possible moment so that the State might share in the benefits of the Wagner-Steagall Housing Act.

AND BE IT FURTHER RESOLVED That the Board of Commissioners of the City of Newark is opposed to the so-called regional plan of housing authorities as has been suggested. And that the City Clerk be and he is hereby instructed to mail a copy of this resolution to the Governor and to each Senator and Assemblyman of the State of New Jersey.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that the sum of Twenty-Five Dollars (\$25.00) be and it is hereby appropriated as the contribution of the City of Newark toward the costs and expenses of the Conference of the Low-cost Municipal Housing Committees of the State of New Jersey and the Director of the Department of Revenue and Finance of the City of Newark is hereby authorized and directed to pay to the Treasurer of said Conference the said sum of Twenty-Five Dollars (\$25.00).

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Frederick H. Tegen, Executor under the Last Will and Testament of Margaret Baird, deceased, is indebted to The City of Newark, for personal taxes of Margaret Baird (now deceased), for the year 1937, in the amount of \$553.50, and \$23.10, interest and penalties; and,

WHEREAS, said The City of Newark has filed a claim against the Estate of Margaret Baird, in said amount; and,

WHEREAS, the said Frederick H. Tegen, Executor aforesaid, has ten-

dered in full payment of said taxes, the sum of \$553.50; and,

WHEREAS, the balance of said Estate has been liquidated and distributed, and there are no other assets of Margaret Baird upon which a lien can be perfected;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Receiver of Taxes be and he is hereby authorized and directed to accept the said sum of \$553.50, being the full amount of the principal of taxes due from Margaret Baird (now deceased), in full payment of the said personal taxes, from Frederick H. Tegen, Executor under the Last Will and Testament of the said Margaret Baird, and the Receiver of Taxes is further authorized and directed to cancel on the books of the City the interest and penalties of \$23.10, accrued thereon.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

WHEREAS, Weingarten Brothers, Inc. (a New Jersey corporation), is indebted to The City of Newark, for personal taxes for the year 1936, in the amount of \$2,227.50, plus interest and costs, being in all a total of \$2,359.29, during which taxable period said corporation was engaged in business, with its principal office at No. 401 High Street, in the City of Newark; and,

WHEREAS, it appears that said

corporation subsequent to October 1, 1935, has gone out of business and liquidated its assets; and,

WHEREAS, Oscar L. Weingarten, now residing in the City and State of New York, has offered to the City of Newark the sum of \$1,000, in full compromise and settlement of said taxes; and,

WHEREAS, said Oscar L. Weingarten is not personally liable for said amount; and,

WHEREAS, it appears that Weingarten Brothers, Inc., is no longer in business in the City of Newark or State of New Jersey, and that there are no assets of any kind, character or description upon which any lien could be perfected;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Receiver of Taxes of the City of Newark be and he is hereby authorized and directed to accept said sum of \$1,000, in full payment of all taxes and interest due from Weingarten Brothers, Inc., as aforesaid; and the Receiver of Taxes is hereby further authorized and directed to cancel on the books of the City all principal, interest and penalties over and above said sum of \$1,000.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Commissioner Byrne offered the following resolutions:

WHEREAS, The City of Newark is the owner of a certain tract of land and premises situated in the City of Newark, County of Essex and State of New Jersey, and more particularly described as follows:

FIRST TRACT:

BEGINNING on the North side of Eighteenth Avenue and the West line of South Twelfth Street; thence along the West line of South Twelfth Street Northerly One Hundred (100) Feet; thence Westerly and at right angles to South Twelfth Street Fifty (50) Feet; thence Southerly and parallel with South Twelfth Street One Hundred (100) Feet to the Northerly line of Eighteenth Avenue; and thence Easterly along the Northerly line of Eighteenth Avenue Fifty (50) Feet to the place of BEGINNING.

Being known and designated as Lots 28, 29 on Block 311 of the official block maps of the City of Newark.

Being the same premises conveyed to the Mayor and Common Council of the City of Newark by Deed dated November 10, 1903 and recorded in the Essex County Register's Office, in Book Y-36 of Deeds for said county on page 365.

SECOND TRACT:

BEGINNING at a point in the West line of South Twelfth Street, distant One Hundred (100) Feet North from the North line of Eighteenth Avenue, thence right angles with South Twelfth Street, One Hundred (100) Feet; thence North parallel with South Twelfth Street Twenty-One (21) Feet and Six (6) inches to the South line of Magnolia Street; thence East along the same One Hundred (100) Feet Seven (7) inches to the West line

o South Twelfth Street; thence Southerly along the Westerly line of South Twelfth Street Nine (9) Feet more or less to the place of Beginning.

Being the same premises conveyed to the Mayor and Common Council of the City of Newark by deed dated May 12, 1904, and recorded June 10, 1904 in the Essex County Register's Office in Book Q-37 for Deeds of said County on page 200.

Being also known as Lot 27 Block 311 on the official block maps of the City of Newark, and

WHEREAS, said lands are not suitable or convenient or needed for public use by said City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark, that by virtue of Chapter 152 of the Laws of 1917 of the State of New Jersey, and the amendments and supplements thereto, said lands being described to be sold at public sale to the highest bidder for cash after public advertisement given in a newspaper circulating in the municipality at least once a week, for two weeks, prior to such sale; and

BE IT FURTHER RESOLVED, That the Director of the Department of Parks and Public Property be and he is hereby authorized to sell said lands to the highest bidder, for cash, provided that the highest offer received at such public sale, shall in the opinion of the said Director of the Department of Parks and Public Property, be a fair and equitable one, and to the best interests of the City of Newark to accept, and the said Director of the Department of Parks and Public Property shall however have the right to reject any and all bids received pursuant to the adver-

tisement and proposal above mentioned; and,

BE IT FURTHER RESOLVED, That the Director of the Department of Parks and Public Property and the City Clerk hereby are authorized and directed to execute a Bargain and Sale Deed to the purchaser upon compliance with the conditions of sale.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark is the owner of a certain tract of land and premises situated in the City of Newark, County of Essex and State of New Jersey, and more particularly described as follows:

BEGINNING in the westerly line of Belmont Avenue 163.82' northerly from Rose Street, said beginning point being the north-easterly corner of lot 17 on Block 2580, as shown on the Tax Maps of the City of Newark, thence (1) northerly along Belmont Avenue 95' to a corner, said corner being 580' southerly from Sidney Street (now vacated); thence (2) westerly at right angles to Belmont Avenue and along southerly line of lot 12, Block 2580, 100'; thence (3) parallel with Belmont Avenue 40' to the south-easterly corner of lot No. 38 on Block 2580; thence (4) westerly along said southerly line of Lot 38 on Block 2580 and at right angles to Livingston Street and along line of said lot 111' to a point in the easterly line of Livingston Street 540' southerly from Sidney Street

(now vacated); thence (5) southerly along the east line of Livingston Street 243.25' to northwesterly corner of lot 26 on Block 2580, said corner being 60.37' northerly from northerly line of Rose Street; thence (6) easterly at right angles to Livingston Street and along the northerly line of lots 25 and 26 on Block 2580, 110' to a point in the rear line of lots fronting on Belmont Avenue; thence (7) northerly along rear line of lots fronting on Belmont Avenue 8.07' easterly 1', northerly 100.18' to northwesterly corner of lot 17 on Block 2580; thence (8) easterly along the northerly line of lot 17 on Block 2580 and at right angles to Belmont Avenue 100' to westerly line of same and beginning.

Recites: Being known as lot 16 on Block 2580 as shown on the Block Maps of the City of Newark. Also known as 242-8 Belmont Avenue and 218-34 Livingston Street. Same conveyed to (1) by deed U 41-141 and by death and will of Emil Kohn, Will Book B 5-409.

and,

WHEREAS, said lands are not suitable or convenient or needed for public use by said City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark, that by virtue of Chapter 152 of the Laws of 1917 of the State of New Jersey, and the amendments and supplements thereto, said lands being described to be sold at public sale to the highest bidder for cash after public advertisement given in a newspaper circulating in the municipality at least once a week, for two weeks, prior to such sale; and

BE IT FURTHER RESOLVED, That the Director of the Department

of Parks and Public Property be and he is hereby authorized to sell said lands to the highest bidder, for cash, provided that the highest offer received at such public sale, shall in the opinion of the said Director of the Department of Parks and Public Property, be a fair and equitable one, and to the best interests of the City of Newark to accept, and the said Director of the Department of Parks and Public Property shall, however, have the right to reject any and all bids received pursuant to the advertisement and proposal above mentioned; and

BE IT FURTHER RESOLVED, That the Director of the Department of Parks and Public Property and the City Clerk hereby are authorized and directed to execute a Bargain and Sale Deed to the purchaser upon compliance with the conditions of sale.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

BE IT RESOLVED: By the Board of Commissioners of the City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for bids for leasing the parking station on City-owned property bounded by Raymond Plaza West, Commerce Street, McCarter Highway and Raymond Boulevard.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, Michael P. Duffy, Director of the Department of Public Safety, has caused to be filed with the United States Works Progress Administration application covering certain project for collecting, classifying and indexing single fingerprints into a new record file, for identifying latent fingerprint impressions in the Police Division of the Department of Public Safety; and

WHEREAS, the said Director of the Department of Public Safety, has been notified of the approval of said project upon the condition and basis of the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of said United States Works Progress Administration for said project amounting to \$13,317.00 is contingent upon the expenditure of \$2,144.00 by the City of Newark for the purpose aforesaid;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the Director of the Department of Public Safety is hereby authorized to expend the sum of \$2,144.00 for the purpose aforesaid.

Sponsor's Contribution:

Materials and Supplies.....\$ 500.00

Equipment Rentals . . . 1,104.00
Other Direct Costs..... 540.00

\$2,144.00

Federal Funds—68.1%
Sponsor's Funds—31.9%

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, Pearce R. Franklin, Director of the Department of Public Works, has caused to be filed with the United States Works Progress Administration application covering a certain supplemental project to cut cordwood into stove lengths and truck it to various distributing stations in the City of Newark for distribution to approximately 10,000 needy families of Newark; and

WHEREAS, the said Director of the Department of Public Works has been notified by the WPA of its desire for said supplemental project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said supplemental project amounting to \$54,316.60 is contingent upon the expenditure of \$20,503.20 by the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director

of the Department of Public Works is hereby authorized to expend the sum of \$20,503.20 for the purpose aforesaid, covering a period of six months beginning March 16, 1938, and ending September 15, 1938:

Sponsor's Contribution:

Material and supplies.....	\$16,000.00
Equipment rentals	4,206.40
Other direct costs.....	296.80
	<hr/>
	\$20,503.20

Federal Funds—72.6%
Sponsor's Funds—27.4%

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That in order to accommodate public purposes in The City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its poles on the west side of Washington Street, at Broad Street, as indicated on map or plan numbered 2799-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Poles in Washington Street, at Broad Street, Newark, N. J." dated November 23, 1937, hereto attached and made a part hereof, and that said poles be and are hereby relocated as shown on said map or plan.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the salary of Salvator Russoman, Clerk in the Outdoor Poor, Department of Public Works, be and the same is hereby increased from \$2,820 to \$3,420 per annum, effective January 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the following changes affecting the pay rolls of the Department of Public Works for the first half of January, 1938, be and the same are hereby approved, as follows:

NEWARK CITY HOME

Temporary Appointments:

Anthony Coppola, Fireman, salary \$9.61 per day, four days, January 5, 7, 12 and 14, 1938.

Mayme Martinelli, Teacher, salary \$4 per day, four days, December 28, 29, 30, and 31, 1937.

William A. Rubenfeld, Teacher, salary \$4 per day, four days, December 28, 29, 30 and 31, 1937.

Jacob Werthwein, Industrial Officer Baker, salary \$2,500 per annum, effective December 17, 1937.

IVY HILL POWER PLANT

Temporary Appointment:

Daniel Scipio, Institutional Repairman, salary \$1,800 per annum, effective January 1, 1938.

Services Terminated:

Ned Cooper, Utility Man, services terminated, effective January 1, 1938.

CONVALESCENT HOSPITAL

Leave of Absence Without Pay:

Elizabeth Fitzpatrick, Porter, granted leave of absence, without pay for three months, effective January 1, 1938, at her request.

Seraphim C. Louis, Orderly, granted leave of absence, without pay, for one-half month, effective January 1, 1938, at his request.

Deceased:

Jerry Mahoney, Orderly, deceased, December 31, 1937.

NEWARK CITY ALMS HOUSE

Temporary Appointments:

Lillian Steckel, Resident Nurse, salary \$5 per day, four days, January 5, 6, 12 and 13, 1938.

Dell Manning, Cook, salary \$960 per annum, effective January 1st to 10th, 1938, inclusive.

Returned from Leave of Absence:

Charles Juliano, Orderly, returned from leave of absence, effective January 1, 1938.

Services Terminated:

Thomas May, Orderly, services terminated, effective December 31, 1937.

NEWARK CITY HOSPITAL

Temporary Appointments:

Elizabeth Dewar, Telephone Operator, salary \$3.50 per day, effective December 17, 1937.

Charles H. Harroun, Fireman, salary \$9.61 per day, effective December 31, 1937.

Thomas Gallagher, Ambulance Driver, salary \$2,000 per annum, effective December 16, 1937.

Gertrude E. Lizotte, Supervisor of Hospitalization, salary \$1,560 per annum, effective January 1, 1938.

Emma Hoffman, Admitting Clerk, salary \$1,200 per annum, effective January 1, 1938.

Mae Zeltman, Financial Home Investigator, salary \$1,200 per annum, effective January 1, 1938.

Margaret H. Torbenson, Admitting Clerk, salary 1, 200 per annum, effective January 1, 1938.

Non-Competitive Appointments:

Chancey Ward, Interne, salary \$180 per annum, effective January 1, 1938.

Louis C. Covino, Interne, salary \$180 per annum, effective January 1, 1938.

Irving C. Larkey, Interne, salary \$180 per annum, effective January 1, 1938.

Horace Thomas, Orderly, salary \$720 per annum, effective January 1, 1938.

Helen Schultz, Undergraduate Nurse, salary \$696 per annum, effective December 16, 1937.

Martha Harlow, Undergraduate Nurse, salary \$696 per annum, effective December 29, 1937.

Ruth A. Higgins, Orderly, salary \$960 per annum, effective January 1, 1938.

Dorothy L. Hill, Orderly, salary \$960 per annum, effective January 1, 1938.

Mae Grunder, Orderly, salary \$960 per annum, effective January 1, 1938.

Beatrice Kilkenny, Orderly, salary \$960 per annum, effective January 1, 1938.

Margaret F. Hall, Orderly, salary \$960 per annum, effective January 1, 1938.

Temporary Services Terminated:

Elizabeth Dewar, Telephone Operator, services terminated, effective 12/18/37.

Thomas Gallagher, Ambulance Driver, services terminated, effective 12/22/37.

William Thornley, Interne, services terminated, effective 12/31/37.

John F. Shaul, Interne, services terminated effective 12/31/37.

Arthur D'Allesandro, Interne, services terminated, effective 12/31/37.

Mary J. Allen, Resident Nurse, services terminated, effective 1/1/38.

Resignation:

Doris Carr, Undergraduate Nurse, resigned, effective January 1, 1938.

Elizabeth Sheridan, Laundry Worker, resigned, effective January 3, 1938.

Salary Increases Re Resolution No. 5216:

William H. Spath, Interne, salary increased from \$180 to \$240 per annum, effective January 1, 1938.

Arthur Devlin, Interne, salary increased from \$180 to \$240 per annum, effective January 1, 1938.

Harry DiGiacomo, Interne, salary increased from \$180 to \$240 per annum, effective January 1, 1938.

Returned from Leave of Absence:

Jane Guigley, Resident Nurse, returned from leave of absence, effective January 1, 1938.

Joseph Borodowsky, Orderly, returned from leave of absence, effective December 26, 1937.

Leave of Absence Without Pay:

Rocco Premamore, Orderly, granted leave of absence, without pay, for one-half month, effective January 1, 1938, at his request.

Eva Beck, Laundry Worker, granted leave of absence, without pay, for three months, effective January 1, 1938, at her request.

EMERGENCY RELIEF

Services Terminated, Auditor's Office:

Frank L. Guiders, Clerk, services terminated, effective December 31, 1937.

Charles M. Perna, Clerk, services terminated, effective December 31, 1937.

Louis Toomin, Clerk, services terminated, effective December 31, 1937.

Salvatore Intintola, Verifying Examiner, services terminated, effective December 31, 1937.

Services Terminated, Treasurer's Office:

Marguerite V. Bianchi, Typist, services terminated, effective December 31, 1937.

Frank Loria, Clerk, services terminated, effective December 31, 1937.

Services Terminated, City Hospital:

Gertrude Lizotte, Supervisor of Hospitalization, services terminated, effective December 31, 1937.

Emma Hoffman, Admitting Clerk, services terminated, effective December 31, 1937.

Mae Zeltman, Admitting Clerk, services terminated, effective December 31, 1937.

Alive Curry, Receptionist, services terminated, effective December 31, 1937.

Ruth A. Higgins, Stenographer, services terminated, effective December 31, 1937.

Margaret A. Torbenson, Clerk, services terminated, effective December 31, 1937.

Dorothy E. Hill, Clerk, services terminated, effective December 31, 1937.

Mary Grunder, Stenographer, services terminated, effective December 31, 1937.

Beatrice Kilkenny, Stenographer, services terminated, effective December 31, 1937.

Services Terminated, Director Franklin's Office:

Walter White, Messenger, services terminated, effective December 31, 1937.

Transfer, Ironbound District:

James Crane, Janitor, transferred to Maintenance Department, with no change in salary, effective January 1, 1938.

Transfer, Clinton Hill District:

Meredith T. White, Porter, transferred to Maintenance Department, with no change in salary, effective January 1, 1938.

Transfer, Lincoln Park District:

Saverio Racioppi, Orderly, transferred to Maintenance Department, with no change in salary, effective January 1, 1938.

Joseph Silvia, Porter, transferred to Maintenance Department, with no change in salary, effective January 1, 1938.

Transfer, Norfolk District:

James Hearn, Orderly, transferred to Maintenance Department, with no change in salary, effective January 1, 1938.

William Kinney, Porter, transferred to Maintenance Department, with no change in salary, effective January 1, 1938.

Transfer, Branch Brook District:

Douglas Mitchell, Porter, transferred to Maintenance Department, with

no change in salary, effective January 1, 1938.

Services Terminated, Employment Bureau:

Margaret Kiernan, Stenographer, services terminated, effective December 31, 1937.

Margaret Hall, Clerk, services terminated, effective December 31, 1937.

Carrie Keppler, Clerk, services terminated, effective December 31, 1937.

Emanuel M. Shapiro, Clerk, services terminated, effective December 31, 1937.

William Lacks, Orderly, services terminated, effective December 31, 1937.

Elizabeth Pfeiffer, Orderly, services terminated, effective December 31, 1937.

Evalin Chinick, Stenographer, services terminated, effective December 31, 1937.

William Trimpin, Social Investigator, services terminated, effective December 31, 1937.

Services Terminated, District Physician's District:

Henry E. Ricketts, District Physician, services terminated, effective December 31, 1937.

Philip Fava, District Physician, services terminated, effective December 31, 1937.

Meyer Jedel, District Physician, services terminated, effective December 31, 1937.

Charles Wallack, District Physician,

services terminated, effective December 31, 1937.

Benjamin Shill, District Physician, services terminated, effective December 31, 1937.

George Polaner, District Physician, services terminated, effective December 31, 1937.

Henry Simon, District Physician, services terminated, effective December 31, 1937.

Aaron Horland, District Physician, services terminated, effective December 31, 1937.

Frank Sena, District Physician, services terminated, effective December 31, 1937.

H. P. Miller, District Physician, services terminated, effective December 31, 1937.

Algernon A. Phillips, District Physician, services terminated, effective December 31, 1937.

Eugene Mullin, District Physician, services terminated, effective December 31, 1937.

George Urbach, District Physician, services terminated, effective December 31, 1937.

H. Lawrence Sutton, District Physician, services terminated, December 31, 1937.

J. Richard Bevinetto, District Physician, services terminated, effective December 31, 1937.

Aaron H. Haskin, Medical Receiving Officer, services terminated, effective December 31, 1937.

I. Elvin Cohen, District Physician,

services terminated, effective December 31, 1937.

Transferred to Outdoor Poor Pay Roll:

Bernard J. Dunphy, Social Investigator, transferred from Ironbound District to the Outdoor Poor pay roll, with no change in salary, effective January 1, 1938.

Jacob A. Kaplowitz, Social Investigator, transferred from Lincoln Park District to the Outdoor Poor pay roll, with no change in salary, effective January 1, 1938.

Margeretha D. Ochs, Clerk-Typist, transferred from Lincoln Park District, to the Outdoor Poor pay roll, with no change in salary, effective January 1, 1938.

Katherine M. Flatt, Social Investigator, transferred from Norfolk District to the Outdoor Poor pay roll, with no change in salary, effective January 1, 1938.

Eleanor M. Knochel, Clerk-Telephone Operator, transferred from Norfolk District to the Outdoor Poor pay roll, with no change in salary, effective January 1, 1938.

Mary G. Walsh, Social Investigator, transferred from Branch Brook District, to the Outdoor Poor pay roll, with no change in salary, effective January 1, 1938.

Theresa Getchius, Registrar, transferred from Central Clearance District to the Outdoor Poor pay roll, with no change in salary, effective January 1, 1938.

Anna B. Fuchs, Registrar, transferred from Central Clearance District to the Outdoor Poor pay roll, with no change in salary, effective January 1, 1938.

Fanny Windholz, Clerk-Typist, transferred from Central Clearance District to the Outdoor Poor pay roll, with no change in salary, effective January 1, 1938.

Marion Kennedy, File Clerk, transferred from Central Clearance District to the Outdoor Poor pay roll, with no change in salary, effective January 1, 1938.

Marie A. Garrigan, Social Investigator, transferred from Accounts & Finance District to the Outdoor Poor pay roll, with no change in salary, effective January 1, 1938.

Services Terminated, Central Office:

Patrick Pintozzi, Investigator, services terminated, effective December 31, 1937.

John McMahon, Stock, services terminated effective December 31, 1937.

Transfer:

Anne Mignone, Stenographer, transferred to Branch Brook District, with no change in salary, effective January 1, 1938.

Services Terminated, Ironbound District:

Charles Tatz, Social Emergency Investigator, services terminated effective December 31, 1937.

Mary Masson, Family Visitor, services terminated, effective December 31, 1937.

Leave of Absence Without Pay, Clinton Hill District:

Joseph F. Smith, Family Visitor, granted leave of absence, without pay, for three months, effective December 18, 1937, at his request.

Transfers:

Joseph A. Natale, Ledger Clerk, transferred to Lincoln Park with no change in salary, effective January 3, 1938.

Lucille Serritella, Ledger Clerk transferred to Lincoln Park with no change in salary, effective January 3, 1938.

Services Terminated, Lincoln Park District:

Victor W. Herzman, Ledger Clerk, services terminated, effective December 31, 1937.

Mabel McGovern, Family Visitor, services terminated, effective December 31, 1937.

Services Terminated, Norfolk District:

Frances Simon, Order Writer, services terminated, effective, December 31, 1937.

Donald Blessing, Messenger, services terminated, effective December 31, 1937.

Services Terminated, Branch Brook District:

Thomas A. Smith, Ledger Clerk, services terminated, effective December 31, 1937.

Leave of Absence Without Pay:

Nancy Pallitto, Secretary, granted leave of absence, without pay, for three months, effective January 1, 1938, at her request.

Transfer:

Sylvia Chasen, Stenographer, transferred to Norfolk District, with no change in salary, effective January 3, 1938.

Services terminated, Lodging House:

Gerald Corso, Shoemaker, services terminated, effective January 4, 1938.

Carmelo Grimaldi, Shoemaker, services terminated, effective January 4, 1938.

Frank Franchini, Shoemaker, services terminated, effective January 4, 1938.

Raphael Viliesco, Shotemaker, services terminated, effective January 4, 1938.

Fred J. Collins, Case Supervisor, services terminated, effective January 4, 1938.

Services Terminated, Clothing Center:

Charles Van Horn, Clerk, services terminated, effective December 31, 1937.

Neal A. Ferrailo, Clerk, services terminated, effective December 31, 1937.

Benjamin Grad, Clerk, services terminated, effective December 31, 1937.

Jennie Holmes, Clerk, services terminated, effective December 31, 1937.

Henry Winnerman, Clerk, services terminated, effective December 31, 1937.

Robert Poduska, Clerk, services terminated, effective December 31, 1937.

Services Terminated, Central Clearance Division:

Rosanna Nelson, File Clerk, services terminated, effective December 31, 1937.

M. Emma Dentler, Clerk, services terminated, effective December 31, 1937.

Malvina Weiss, File Clerk, services terminated, effective December 31, 1937.

Transfer:

Moe Rappaport, Ledger Clerk, transferred to Lincoln Park, with no change in salary, effective January 3, 1938.

Return from Leave of Absence, Division Accounts & Finance:

Louis Hall, Stenographer, returned from leave of absence, effective December 31, 1937.

Transfer, Maintenance Department:

Carl Orth, Maintenance Man, transferred to Central Office, with no change in salary, effective January 3, 1938.

Transfer, Director Franklin's Office:

Louis Van Ness, Supervisor, transferred to Lodging House, with no change in salary, effective January 3, 1938.

Transfer, Employment Bureau:

Charles A. Gammons, Supervisor of Registration to Central Office with no change in salary, effective January 3, 1938.

BUREAU OF HEALTH

Temporary Appointment:

Aaron H. Haskin, Medical Receiving Officer, salary \$2,500 per annum, effective January 1, 1938.

Permanent Appointment from Eligible List:

Michael A. D'Andrea, Laboratory Helper, salary \$960 per annum, effective January 3, 1938.

Temporary Appointments:

Anne Friedlander, Laboratory Helper, salary \$960 per annum, effective January 3, 1938.

Charles Tatz, Sanitary Inspector, salary \$1,620 per annum, effective January 3, 1938.

Milton Goodman, Venereal Social Investigator, salary \$1,620 per annum, effective January 3, 1938.

Yancy Thompson, Venereal Social Investigator, salary \$1,620 per annum, effective January 3, 1938.

Abner Kupperman, Venereal Social Investigator, salary \$1,620 per annum, effective January 3, 1938.

Frances Polk Scott, Health Nurse, salary \$960 per annum, effective January 3, 1938.

Marie Lichtenberger, Health Nurse, salary \$960 per annum, effective January 3, 1938.

Shirley Weinstein, Orderly, salary \$960 per annum, effective January 10, 1938.

Return from Leave of Absence:

Jennie Holmes, Orderly, returned from leave of absence, effective January 1, 1938.

Henry E. Ricketts, District Physician, returned from leave, effective January 1, 1938.

Algernon A. Phillips, District Physician, returned from leave, effective January 1, 1938.

Philip Fava, District Physician, returned from leave, effective January 1, 1938.

Eugene Mullin, District Physician,

returned from leave, effective January 1, 1938.

Meyer Jedel, District Physician, returned from leave, effective January 1, 1938.

George Urbach, District Physician, returned from leave, effective January 1, 1938.

Charles Wallack, District Physician, returned from leave, effective January 1, 1938.

H. Lawrence Sutton, District Physician, returned from leave, effective January 1, 1938.

Benjamin Skill, District Physician, returned from leave, effective January 1, 1938.

J. Richard Bevinetto, District Physician, returned from leave, effective January 1, 1938.

George Polaner, District Physician, returned from leave, effective January 1, 1938.

Henry Simon, District Physician, returned from leave, effective January 1, 1938.

I. Elvin Cohen, District Physician, returned from leave, effective January 1, 1938.

Aaron Horland, District Physician, returned from leave, effective, January 1, 1938.

Frank Sena, District Physician, returned from leave, effective January 1, 1938.

H. P. Miller, District Physician, returned from leave, effective January 1, 1938.

Pensioned:

Charles McGookin, Plumbing Inspector, pensioned, effective January 1, 1938.

Mary Furey, Laboratory Assistant, pension, effective January 1, 1938.

Leave of Absence Without Pay:

Hilda Heim, Health Nurse, granted leave of absence, without pay, for three months, effective January 1, 1938, at her request.

DIRECTOR'S OFFICE

Temporary Appointment:

Walter White, Messenger, salary per annum, effective January 1, 1938.

EMPLOYMENT BUREAU

Temporary Appointment:

Emanuel M. Shapiro, Jr., Employment Interviewer, salary \$1,200 per annum, effective January 1, 1938.

William Lacks, Employment Solicitor, salary \$1,200 per annum, effective January 1, 1938.

Margaret Kiernan, Jr., Employment Interviewer, Female, salary \$960 per annum, effective January 1, 1938.

Carrie Keppler, Jr., Employment Interviewer, Female, salary \$960 per annum, effective January 1, 1938.

Evalin Chinick, Employment Receptionist, salary \$960 per annum, effective January 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

ne roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED that the title of Supervisor of Hospitalization, in the City Hospital, Department of Public Works, be and the same is hereby created at a salary of \$1,560 per annum, effective January 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the title of Employment Receptionist be and the same is hereby created in the Employment Bureau, Department of Public Works, at a salary of \$960 per annum, effective January 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the title of Financial Home Investigator be and the same is hereby created in the Newark City Hospital, Department of Public Works, at a salary of \$1,200 per annum, effective January 1, 1938.

Pearce R. Franklin

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the position of Messenger be and the same is hereby created in the Executive Office of the Department of Public Works, at a salary of \$960 per annum, effective January 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the title of Junior Employment Interviewer be and the same is hereby created in the Employment Bureau, Department of Public Works, at a salary of \$1,200 per annum, effective January 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the title of Employment Solicitor be and the same is hereby created in the Employment Bureau, Department of Public Works,

at a salary of \$1,200 per annum, effective January 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the title of Admitting Clerk be and the same is hereby created in the Newark City Hospital, Department of Public Work, at a salary of \$1,200 per annum, effective January 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the title of Junior Employment Interviewer, Female, be and the same is hereby created in the Employment Bureau, Department of Public Works, at a salary of \$960 per annum, effective January 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering broom fibre and wire for the Department of Public Affairs.

Bids to be received from 10:00 to 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Newark Standard Corporation Stops for the Department of Public Affairs.

Bids to be received from 10:00 to 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for the furnishing and delivering of meats, meat products and poultry for the various institutions in the Department of Public Works for the period of four (4) months from date of award; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that

Armour & Company	approximately \$ 4,099.36
Essex Beef Co.	" 353.14
J. Gialanella	" 4,190.83
Fred Horns	" 6,757.92
Ideal Packing Co.	" 11,294.36
Lair & Brydon	" 4,726.81
Palumbo & Cicalese	" 965.88

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Byrne offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited,

the contracts for furnishing and delivering of said meats, etc., to the City of Newark, be and the same hereby are awarded to the following named firms, in the approximate amounts set opposite their respective names, being the lowest responsible bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering of said meats, meat products and poultry:

received and opened bids for furnishing and delivering of stationery, for the period ending September 1, 1938; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said stationery to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealer proposals, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark proper contracts for the furnishing and delivering of said stationery:

Baker Printing Co., Newark, N. J.	approximately \$2,945.93
R. R. Brant, Newark, N. J.	" 1,956.57
A. Gibbons Co., Newark, N. J.	" 1,817.58

Grover Bros., Newark, N. J.	approximately	1,842.15
E. N. Plates, Inc., Newark, N. J.	"	1,532.07
E. G. Ruehle Co., Newark, N. J.	"	411.88

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

Central Purchase publicly solicited, received and opened bids for the furnishing and delivering of reinforced concrete pipe; therefore be it

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said reinforced concrete pipe:

CORE JOINT CONCRETE PIPE CORP., Union, N. J.

Approx. 480 ft. 18" reinforced concrete pipe.....	@ \$.63 per ft.
" 600 ft. 15" reinforced concrete pipe.....	@ .50 per ft.

LOCK JOINT PIPE CO., Ampere, N. J.

Approx. 430 ft. 24" reinforced concrete pipe.....	@ \$1.02 lin. ft.
" 248 ft. 21" reinforced concdete pipe.....	@ .88 lin. ft.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

ark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for the furnishing and delivering of curb boxes and parts; therefore be it

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of New-

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said materials to the City of Newark be and the same hereby is awarded, as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid as follows, and the Director of the Department of

Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering of said materials:

THE CENTRAL FOUNDRY COMPANY, Newark, N. J.

Approx. 800 curb boxes, without foot pieces or extension pieces, @ \$1.24 ea. net.

Approx. 100 jackets, complete with covers and screws, @ \$.60 ea. net.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Police Manuals, Ford and Buick automobiles for the Department of Public Safety; therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark,

proper contracts for furnishing and delivering said Police Manuals, Ford and Buick automobiles:

HARRY F. MURPHY, Newark, N. J.

Approx. 1,500 Bound copies of Police Manuals for \$646.00 lot

**CLINTON MOTORS, INC.,
Newark, N. J.**

One (1) or more Ford V-8 Coupes
Standard Model 81-A 85 horse
power@ \$766.49 each

Allowance:

One (1) 1937 Ford Coupe motor and
serial 18-3411929.....\$275.00

**FISCHER'S AUTO SALES CO.,
Newark, N. J.**

One (1) or more Ford V-8 Coupes
Coupes Standard Model 8--A 85
horsepower@ \$766.49 each

Allowance:

One (1) 1935 Ford Coupe motor and
serial No. 18-1865492.....\$125.00

**GRIGGS MOTOR SALES, INC.—
Newark, N. J.**

One (1) or more Ford V-8 Coupes
Standard Model 8--A 85 horse
power\$766.49 each

Allowance:

One (1) 1935 Ford Coupe motor and
serial No. 18-1857146.....\$135.00

**HAGIN & KOPLIN CO.,
Newark, N. J.**

One (1) or more Ford V-8 Coupes
Standard Model 81-A 85 horse
power\$766.49 each

Allowance:

One (1) 1935 Ford Coupe motor and serial No. 18-1240545.....\$120.00

**NEWARK BUICK CORP.,
Newark, N. J.**

One (1) or more 1938 Buick Model 46 Business Coupe, White, 5-wheel equipment, 6-ply Goodyear tires Fire Dept.)@ \$1,117.50 each

Allowance:

One Chrysler Coupe serial No. P-116-SD, Motor No. 13678, Reg. No. 1 \$50.00.

One Chrysler Coupe serial No. P-116-SS, Motor No. 14098, Reg. No. 3 \$50.00

One Chrysler Coupe serial No. P-116-LP, motor No. 14146, Reg. No. 9 \$50.00

One (1) or more 1938 Buick, Model 41, four door Sedan, trunk, black 5-wheel equipment, 6-ply Goodyear tires (Police Dept.)....@ \$1,169.50 each.

One (1) or more 1938 Buick, Model 81, four door Sedan, trunk, black 5-wheel equipment, 6-ply Goodyear tires (Police Dept.)....@ \$1,751.00 each.

Allowance:

One 1930 Packard wrecker, motor No. 187041, serial No. 186664 \$100.00. CP-2502, No. 7525026 \$200.00.

One 1935 Ford Sedan, motor and serial No. 18-1982427 \$200.00.

(Awarding resolution on Police Manuals, Ford and Buick automobiles for the Department of Public Safety).

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mr. Stanton: We have a request from Mr. Lordi for the erection of a one and one-half story dwelling to be occupied by two families, and requesting a suspension of the rules.

Mr. Rankin: There were objections when it first came up, but the second time there were no objectors present.

Mayor Ellenstein: The applicant is not before us to make an application for a suspension of the rules.

Mr. Stanton: There is a request for a suspension of the the rules for George F. Weber for a filling station.

Mayor Ellenstein: Are there any objectors?

Mr. Rankin: No objections.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of George F. Weber (William H. Kenny, owner); for the rebuilding and maintaining of a gasoline filling station and lubricatorium in a 2nd business district; premises 256-260 Lyons Avenue; such use to be limited to the period of eight years;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., January 11, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1929, that the following applications for variances from the terms of the Zoning Ordinances be allowed:

*116-120 Orange Street; Ellem Service, Inc.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending December 9, 1938;

*124 Academy Street; Rose Carrino; renewal of permit for automobile parking station; such use to be limited to the period of one year ending December 26, 1938.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

Received, copy to be sent to each Commissioner and further action postponed for two weeks.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these two cases.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Ellem Service, Inc. (Hy Har Corporation, owner); for the renewal of permit for automobile parking station; premises 116-120 Orange Street; such use to be limited to the period of one year ending December 9, 1938;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioners Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the

said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rose Carrino, owner; for the renewal of permit for automobile parking station; premises 124 Academy Street; such use to be limited to the period of one year ending December 26, 1938;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein: The Adjustment Board has suggested to the City Commission that the rules as heretofore be modified and instead of two weeks elapsing from the time the Adjustment Board approves an application, that only one week elapse, and that this would stimulate building and assist the applicants. If that motion meets with the approval of the Board of Commissioners to modify the rules

as heretofore existing, I will entertain such a motion.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for December, 1937.

Department of Buildings for December, 1937.

Supervisor, Municipal Farmers' Market, for December, 1937.

Clerk of First District Court for December, 1937.

Clerk of Second District Court for December, 1937.

Superintendent of Alms House for December, 1937.

City Clerk (2) for December, 1937.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for December, 1937.

Thomas F. Guthrie, Clerk 1st Criminal Court; Part Traffic, for December, 1937.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 1, for December, 1937.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 2, for December, 1937.

Robert J. Beckley, Clerk 3rd Criminal Court for December, 1937.

Elizabeth S. Lewis, Clerk of Family Court for December, 1937.

City Treasurer for December, 1937.

Comptroller for December, 1937.

CITY OF NEWARK, NEW JERSEY
Department of Revenue
and Finance

January 3, 1938.

To the Honorable,
The Commissioners of the
City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the Charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of December, 1937:

RECEIPTS

Cash on hand November 30, 1937.....	\$2,293,955.99	
Received from Comptroller—December.....	2,042,183.03	
	<hr/>	\$4,336,139.02

DISBURSEMENTS

By Warrant	\$2,082,109.43	
Without Warrant	9,195.66	
Returned checks	6,477.77	
Transfer to Emer. Relief—Special.....	100,000.00	
		2,797,782.86
Cash on hand December 31, 1937.....		\$1,538,356.16

Respectfully,

Vincent J. Murphy,

Director of Revenue and Finance.

By Joseph J. Kroehl.

COMPTROLLER'S REPORT

Assessments:

Opening Streets	\$ 653.40
Paving Streets	10,914.94
Grading Streets	60.00
Sewers	915.40
House Sewers	409.41
Water Service Conn.	196.00
Sidewalks	212.01
Bureau of Streets, Snow Removal.....	108.79
Shade Trees	5.00

Funds:

Schools, Current Expense	27,146.78
School, Construction Account	55.00
Redemptions	9,716.42
Centre Market Rents	1,011.33
Farmers Market Rents	355.50
Green and Franklin Streets Property Rents.....	305.00
Emergency Relief	210,013.54
Emergency Relief Administration	54.19
Outdoor Poor	720.00
Centre Market Recerve	401.00
City Hospital	4,258.88
Convalescent Hospital	143.84
Printing and Stationery	17,563.47
Gas Tax Refund	9,022.86
200 Washington Street Property	3,333.32
Shade Tree Department	14.85

Fire Department	175.00
Board of Adjustment	4.86
Foreclosed Property Account Rents.....	196.00
Bureau of Streets	47,740.91
" " Street Cleaning	2,274.03
" " House Sewers	3,762.58
" " Docks	17,179.20
" " Lighting	5.00
" " Motors	847.20
Airport	12,251.89
Water Rents	227,812.29

Miscellaneous Revenue:

General Licenses	2,427.59
Beer Licenses	1,211.63
Fees	399.70
Building Department	3,040.15
Bureau fo Combustibles	1,438.00
Jitneys	18,546.04
Library	1,777.32
Shade Trees	20.90
Board of Health	606.90
Public Baths	1,895.97
Police Courts	8,211.75
District Courts	3,354.35
Miscellaneous Rents	560.33
City Hospital	77.75
Convalescent Hospital	10.95
Almshouse	17.67
Police Department	1,187.96
Market Plaza Lease	12,500.00
Market Plaza Parking Station	2,200.00
City Hall Parking Station	225.00
Personal Arrears Fees	342.90
Personal Arrears Penalties .....	.59
Personal Arrears Costs	20.32
Surplus Revenue	1,206.69
Cost of Sales	1,570.03
Searches	606.75
Bureau of Street Cleaning	52.00
" " Sewers	50.00
" " Lighting	1,500.00
Street Obstructions	30.00
TEMPORARY LOANS: Port Newark Improvement.....	55,000.00

Second Class R. R. Tax 1937	247,764.64
Taxes 1938 Recr.	59,568.19
Taxes 1937 Recr.	814,727.37
ARREARS: Real Estate 1936	179,763.94
Real Estate 1935	75,103.54
Real Estate 1935 and Prior.....	102,329.17
Personal Arrears 1936	30,308.84
Personal Arrears 1935	4,414.76
Personal Arrears 1934 and Prior.....	2,478.95
INTEREST: Real Estate	84,262.48
Personal Arrears	3,711.54
	<hr/>
	\$2,334,362.46
Less Refunds \$1,263.66—Returned Checks \$6,477.77.....	7,741.43
	<hr/>
	\$2,326,621.03

Vincent J. Murphy,
Director of Revenue and Finance.

MONTHLY REPORTS OF INTER- DEPARTMENTAL DEPARTMENTS

The following Interdepartmental Departments reports for the month of December, 1937, were received and order filed:

City Clerk
Corporation Counsel
Board of Adjustment
Municipal Board of Alcoholic Beverage Control
Department of Central Purchase
Received and filed.

Mayor Ellenstein: Fellow Citizens, I am informed we have with us today a very distinguished guest, Father Mooney, who in his earlier days was one of the outstanding baseball stars on the Notre Dame team. He is very active in the Youth Movement in the Middle West, a man who depicts the type of American citizenship that we are all proud of, and he is, incidentally—or rather not incidentally, but very fortunately, a very close friend of our own Commissioner Jos. Byrne.

And I would just ask you, Father, if you would kindly stand up and ac-

knowledge your presence in that way.

(Father Mooney arose in the Council Chamber and was greeted with laud applause.)

Mayor Ellenstein: I will entertain a motion to adjourn.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

A P P R O V E D :

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN
City Clerk.

Newark, N. J., January 19, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Absent: Commissioner Franklin.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Duffy: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The City Clerk presented A Supplement to an ordinance entitled "An Ordinance relating to and fixing the salary of certain officers and employees of the Division of Fire and Police, of the Department of Public Safety of the City of Newark," adopted January 11, 1927, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

A Supplement to an ordinance entitled "An Ordinance relating to and fixing the salary of certain officers and employees of the Division of Fire and Police, of the Department of Public Safety of the City of Newark," adopted January 11, 1927.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the

ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the title of "A Supplement to an ordinance entitled 'An Ordinance relating to and fixing the salary of certain officers and employes of the Divisions of Fire and Police of the Department of Public Safety of The City of Newark,'" adopted January 11, 1927, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

A Supplement to an ordinance en-

titled "An Ordinance relating to and fixing the salary of certain officers and employes of the Divisions of Fire and Police, of the Department of Public Safety of The City of Newark," adopted January 11, 1927.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of bonds of The City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move action on this ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Two Million, Five Hundred Fifty-Six Thousand, Forty-Seven Dollars and Ten Cents (\$2,556,047.10) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

County Tax\$2,556,047.10

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED, that the sum of Twenty-One Thousand, Three Hundred Ninety-Nine Dollars and Fifty-Three Cents (\$21,399.53) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance from January 1 to 15, 1938:

Director's Office	\$ 1,241.65
Comptroller's Office	3,586.53
Tax Installment Bureau.....	362.49
Auditor of Accounts.....	1,970.00
City Treasurer	979.97
Receiver of Taxes.....	2,164.53
Arrears of Personal Taxes	1,867.65
Board of Assessments and Revision of Taxes.....	7,877.59
Revaluation Bureau	404.14
Local Improvements	944.98
	<hr/>
	\$21,399.53

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Two Hundred Twenty-Four Dollars and Ninety-Two Cents (\$1,224.92) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Depart-

ment of Revenue and Finance, as follows:

Surplus and Deficiency.....\$1,224.92

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Million, Four Hundred Twenty-Eight Thousand, Three Hundred Sixty-Nine Dollars and Seventy-Seven Cents (\$1,428,369.77) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and Interest\$1,428,369.77

Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty Thousand Dollars (\$40,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Policemen's and Firemen's
Pension Fund\$40,000.00

Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Two Hundred Twenty-Seven Thousand, Three Hundred and Six Dollars and Twenty-Five Cents (\$227,306.25) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from January 1st to 15th, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	847.90
Building Division	3,262.47
Electrical Division	2,177.48
First Criminal and Family Courts	1,187.48
Second Criminal Court.....	506.23
Third Criminal Court.....	354.16
Police Division	134,253.29
Fire Division	83,800.58
	<hr/>
	\$227,306.25

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty-Seven Thousand, Eight Hun-

dred Eighteen Dollars and Forty-Seven Cents (\$87,818.47) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the first half of January, 1938, as follows:

Director's Office	\$ 1,721.65
Employment Bureau	1,239.16
Bureau of Health.....	24,092.70
Newark City Hospital.....	24,242.84
Convalescent Hospital	1,980.32
Newark City Home.....	3,607.67
Bureau of Baths.....	5,214.81
Newark City Alms House....	2,604.96
Ivy Hill Power Plant.....	2,526.26
Outdoor Poor Department..	1,922.49
Emergency Relief	18,665.61
	<hr/>
	\$87,818.47

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand, One Hundred Ninety-Two Dollars and Thirty-Nine Cents (\$12,192.39) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Reserve for Uncompleted
Contract—City Hospital \$12,192.39

Pearce R. Franklin
Vincent J. Murphy
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Four Thousand, Six Hundred Thirty Dollars and Eleven Cents (\$4,630.11) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending January 12th and 15th, 1938, inclusive, as follows:

Shade Tree	\$2,437.87
Bureau of Docks	764.24
Public Buildings	1,428.00
	<hr/>
	\$4,630.11

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Thousand, Four Hundred Ninety-Five Dollars and Seventy-Eight Cents (\$15,495.78) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from January 1st to January 15th, 1938, inclusive, as follows:

Director's Office	\$ 798.33
Smoke Abatement	154.16
Public Buildings	9,348.00
Municipal Farmers' Market	372.90
Weights and Measures.....	1,347.91
Printing and Stationery.....	167.00
Shade Tree	1,492.49
Bureau of Docks	941.66
Construction Account—	
PWA Docket No. 1302	
N. J.	873.33
	<hr/>
	\$15,495.78

Jos M Byrne, Jr
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twelve Thousand, Two Hundred Two Dollars and Thirty Cents (\$12,202.30) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the monthly payroll of the Inter-Departmental Department from January 1st to 15th, 1938, as follows:

Law Department	\$ 3,899.95
City Clerk	3,134.07
Elections	360.00
First District Court.....	1,096.66
Second District Court.....	1,104.14
Board of Adjustment—Zoning	460.00
Central Purchase	2,147.48
	<hr/>
	\$12,202.30

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-Seven Thousand, Four Hundred Six Dollars and Forty-Seven Cents (\$37,406.47) be and the same is appropriated to the persons named,

as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, weekly payroll,
period ending Jan. 12, 1938:**

Newark Airport	\$ 2,508.60
Bureau of Motors.....	2,679.18
Bureau of Streets.....	2,132.56
Bureau of Sewers.....	838.29
House Sewer Connections..	395.60
Bureau of Street Cleaning..	19,402.23
Swimming Pool Projects....	369.04
Bureau of Water.....	9,080.97
	<hr/>
	\$37,406.47

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-Five Thousand, Six Hundred Seventy-One Dollars and Fifty-Five Cents (\$45,671.55) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, semi-monthly payroll,
period Jan. 1st—Jan. 15th, 1938,
both inclusive:**

Director's Office	\$ 1,439.57
Newark Airport	1,527.25
Newark Labor Relations	
Board	208.33
Bureau of Lighting	420.00
Bureau of Streets.....	5,124.90
Sidewalks	216.66

House Sewer Connections....	380.82
Bureau of Sewers.....	2,043.71
Bureau of Street Cleaning..	3,993.24
Bureau of Surveys.....	3,194.16
Engineering Division	1,129.99
Bureau of Motors.....	1,927.63
Bureau of Water.....	19,449.48
City Railway	1,062.49
Airport Construction	3,253.32
Swimming Pool Projects....	300.00
	<hr/>
	\$45,671.55

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Nine Hundred Thirty-Three Dollars and Sixty-Nine Cents (\$2,933.69) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA....	\$ 38.00
Street Construction WPA....	2,895.69
	<hr/>
	\$2,933.69

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One

Thousand. Four Hundred Eighty-Nine Dollars and Seventy-Five Cents (\$1,489.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 859.75
Water	630.00
	<hr/>
	\$1,489.75

M. Ellenstein
M. P. Duffy

Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED: That the following named persons be and they are hereby appointed Constables of the City of Newark, for the term expiring December 31, 1938:

Solomon C. Bennett	17 Harding Terrace
Sanford Bierman	41 Schofield Street
Clifford Calaway	236 Berkeley Avenue
Emanuel Geller	678 South 19th Street
Elias A. Isralow	31 Stengel Avenue
Daniel T. Kelly	29 Scofield Street
William Kalb	150 Leslie Street
Isadore Kronstein	26 Mercer Street
William Levy	83 Johnson Avenue
Salvatore E. Maglio	420 North 13th Street
Herman Meyerowitz	85 Johnson Avenue
Louis Pastore	54 Norwood Street
Martin B. Rose	148 Chancellor Avenue
Joseph Tanenbaum	50 Milford Avenue
Joseph Vogt	689 South 17th Street
Walton E. Wright	231 Lehigh Avenue
William Waller	383 Springfield Avenue
Samuel Zoller	229 South Orange Avenue
Louis Bressman	90 Hedden Terrace
Charles C. Weiler	70 Broad Street
Joseph Zwaifer	339 Fabyan Place

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

CONSTABLE'S BONDS:

Louis Pastore,
Solomon C. Bennett,
Sanford Bierman,
Emanuel Geller,
Elias A. Israelow,
William Kalb,
Isadore Kronstein,
Salvatore E. Maglio,

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

Herman Meyerowitz,
Joseph Tanenbaum,
Joseph Vogt,
William Waller,
Louis Bressman,
Charles E. Weiler,
Edward A. Smith.

M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The following communication was received and read:

December 27, 1937.

Board of Commissioners,
City of Newark.

Gentlemen:

I hereby make application, in behalf of Congregation Anshe Sfard Linas Hazedek, for a permit for the enlargement of their plot in their cemetery.

At present they occupy a plot in the cemetery of Bnai Rachmanin Society on 21st Street, Newark, and they have bought the land adjoining same and plan to enlarge their section.

Appended hereto is a map of the proposed enlargement parcel.

Yours very truly,
Abraham Gwosdof.

Ordered filed.

Mayor Ellenstein offered the following resolution:

RESOLVED, By the Board of Commissioners of The City of Newark, That the Congregation Anshe Sfard Linas Hazedek of the City of Newark, be, and they are hereby authorized to use for cemetery purposes, a strip of land facing on South 21st Street, in the City of Newark, the property being approximately 24.5' on 21st Street, by 100', more particularly described as follows:

BEGINNING at a point on the easterly side of South 21st Street, at a point 100' southerly from South Orange Avenue; thence easterly 100.12' parallel with South Orange Avenue, thence southerly at right angles 29.53'; thence 100' westerly to South 21st Street, 24.5', to place of Beginning, being known and designated as No. 10 South 21st Street.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The following communication was received and read:

January 18, 1938.

Board of Commissioners of the
City of Newark,
New Jersey.

Gentlemen:

The undersigned is the owner and holder of the following outstanding bonds of the City of Newark, New Jersey:

- 1) \$25,000 Dock Bonds of the City of Newark, dated February 1, 1914, payable February 1, 1959, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on February 1st and August 1st and consisting of twenty-five bonds of the denomination of \$1,000 each, numbered from 351 to 375, inclusive, reciting that they are issued pursuant to a resolution adopted by the Common Council of the City of Newark on January 1, 1914, and approved by the Mayor on January 1, 1914.

- (2) \$20,000 Dock Bonds of the City of Newark, dated December 15, 1914, payable December 15, 1959, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on June 15th and December 15th and consisting of twenty bonds of the denomination of \$1,000 each, numbered from 281 to 300, inclusive, reciting that they are issued pursuant to a resolution adopted by the Common Council of the City of Newark on December 4, 1914, and approved by the Mayor on December 5, 1914.

The bonds were originally issued in coupon form but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of said bonds.

We hereby request that these bonds be reconverted at the expense of the undersigned into coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of new coupon bonds.

Very truly yours,
A. L. Allyn & Company, Inc.
Charles W. Young,
Vice President.

Ordered filed.

Mayor Ellenstein offered the following resolution:

WHEREAS, prior to the issuance of each of the outstanding bonds of The City of Newark hereinafter described, a resolution was duly adopted by the governing body of said City, providing that said bonds should be issued in coupon form but should be registerable as to both principal, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request: NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of the City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the following outstanding bonds of the City of Newark, viz.:

- (1) \$25,000 Dock Bonds of the City of Newark, dated February 1, 1914, payable February 1, 1959, bearing interest at the rate of

four and one-half per centum (4½%) per annum, payable semi-annually on February 1st and August 1st and consisting of twenty-five bonds of the denomination of \$1,000 each, numbered from 351 to 375, inclusive, reciting that they are issued pursuant to a resolution adopted by the Common Council of the City of Newark on January 1, 1914, and approved by the Mayor on January 1, 1914.

- (2) \$20,000 Dock Bonds of the City of Newark, dated December 15, 1914, payable December 15, 1959, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on June 15th and December 15th and consisting of twenty bonds of the denomination of \$1,000 each, numbered from 281 to 300, inclusive, reciting that they are issued pursuant to a resolution adopted by the Common Council of the City of Newark on December 4, 1914, and approved by the Mayor on December 5, 1914.

FURTHER RESOLVED, That the Mayor and City Clerk be and they hereby are authorized and directed to execute each of the bonds to be issued pursuant to this resolution and that the City Comptroller be and he hereby is authorized and directed to countersign said bonds and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City now in use to each of said bonds. The coupons annexed to such reissued bonds shall bear the fac-simile signature of the Comptroller.

FURTHER RESOLVED, That in other respects each of the bonds to be issued pursuant to this resolution

and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 19th day of January, 1938, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the resolution recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, that no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, On August 13, 1937, M. Reinfeld & Sons, Inc., a corporation, was convicted before the Honorable Anthony F. Bianco, Judge of the Third Criminal Court of the City of Newark, on the complaint of violating the provisions of an ordinance of the City of Newark entitled "An Ordinance to prohibit the opening and operation of butcher shops, etc." and upon its conviction paid a fine of \$25.00, under protest, which said fine was deposited with the Treasurer of the City of Newark on August 31st,

1937, by the Clerk of the said Court; and,

WHEREAS, on January 12, 1938, aforementioned conviction was set aside by the Honorable Daniel J. Brennan, Judge of the Essex County Court of Common Pleas, and the aforementioned fine of \$25.00 was ordered to be remitted to the said defendant-appellant, M. Reinfeld & Reinfeld & Sons, Inc.;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to remit and return to the said M. Reinfeld & Son, Inc., the said sum of \$25.00, representing the aforesaid fine, in accordance with the order of the said Honorable Daniel J. Brennan.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Virginius D. Mattia, Receiver of Taxes of The City of Newark, did prosecute an action on certiorari against The City of Newark, and others; and,

WHEREAS, the determination in the Supreme Court was in favor of said prosecutor, Virginius D. Mattia, nad rule of judgment has been entered accordingly, copy of which is attached hereto and made part hereof; and,

WHEREAS, there is due the said Virginius D. Mattia the sum of \$3,098.15, being the salary from May 30, 1937 to December 31, 1937, inclusive, and the sum of \$208.33, being salary from January 1, 1938 to January 16, 1938, inclusive, making a total of \$3,306.48;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of \$3,306.48 be and the same is hereby ordered paid to the said Virginius D. Mattia in satisfaction for all arrears of salary due and payable to him to January 16, 1938, inclusive.

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS an official Tax Search on property known as 191-193 Berkeley Avenue, Block 662, Lots 23 and 24, did disclose a Mill Brook Sewer Prospective, and

WHEREAS the said Mill Brook Prospective amounting to Eleven Dollars and Twenty-five Cents (\$11.25) has since been made collectible, and

WHEREAS the said Official Tax Search numbered 36976, which was made on March 29, 1927, showed clear of any liens.

THEREFORE, BE IT RESOLVED That the said Mill Brook Sewer Assessment amounting to Eleven Dollars and Twenty-five Cents (\$11.25) be and the same is hereby cancelled

from the records in the Comptroller's Office

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Meyer C. Ellenstein, Mayor, Director of the Department of Public Affairs, has caused to be filed with the United States Works Progress Administration application covering certain project to paint the following: complete interior of Hayes Street Building, all interior and exterior of Hudson and Jay Street Buildings, Pump House and fences at Hayes Street and west exterior wall of Victoria Street Garage including water-proofing, all of the above property located in the City of Newark; and

WHEREAS, the said Director of the Department of Public Affairs has been notified by the WPA of its desire for said project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$6,920.50 is contingent upon the expenditure of \$3,420.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs

is hereby authorized to expend the sum of \$3,420.00 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution

Material and supplies.....	\$1 950.00
Equipment rentals	480.00
Other direct costs.....	990.00
	<hr/>
	\$3,420.00

Federal Funds—67%
Sponsor's Funds—23%

AND BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Mayor, Director of the Department of Public Affairs, has caused to be filed with the United States Works Progress Administration application covering certain project to install a two pipe gravity steam heating system in the Tractor Garage at Hay Bridge disposal Area located in the City of Newark; and

WHEREAS, the said Director of the Department of Public Affairs has been notified by the WPA of its desire for said project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$1,759.78 is contingent upon the expenditure of \$988.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$988.00 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution

Superintendence	\$440.00
Material and supplies.....	423.00
Equipment rentals	75.00
Other direct costs	50.00
	<hr/>
	\$988.00

Federal Funds—64%
Sponsor's Funds—36%

AND BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all the necessary applications, forms, and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

An application for a fireworks display, to be made on January 23rd, 1938, at the hour between 10:00 and 12:00 in the forenoon and the evening between the hours of 7:00 and until 9:00, on Sheffield Street immediately in front of St. Lucy's Roman Catholic Church, in the name of Societa S. Sebastiano Di Mutuo Soccor So Fra, was presented, read and ordered filed.

Commissioner Duffy offered the following resolutions:

WHEREAS, Societa S. Sabastiano Di Mutuo and Soccor So Fra, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of St. Sebastian under the auspices of and Societa in conjunction with St. Lucy's Roman Catholic Church, has made application for permit for fireworks display in front of the Church premises on Sunday, January 23rd, 1938, between the hours of 10 and 12 o'clock A. M. and between 7:00 and 9:00 P. M.; and

WHEREAS, said application has been duly approved by the Chief of Police and the Fire Department of The City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that permission is hereby granted to Societa S. Sebastiano Di Mutuo and Soccor So Fra, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of St. Sebastian under the auspices of said Societa in conjunction with St. Lucy's

Roman Catholic Church, to conduct the fireworks display as applied for on the posting of a bond in the sum of Twenty-Five Hundred Dollars (\$2,500.00), as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by Societa S. Sebastiano Di Mutuo and Soccor So Fra, for a permit to display fireworks on January 23rd, 1938, in the celebration of the Feast Day of St. Sebastian, in front of the Church premises of St. Lucy's Roman Catholic Church; and

WHEREAS, a bond as required by Chapter 51 of the Laws of 1937 has been filed, furnished by the said Societa S. Sebastiano Di Mutuo and Soccor So Fra as principal and the Sun Indemnity Company of New York, as surety, the form of which has been approved by the Law Department of the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that said bond be approved.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED, that J. Milton Gross be and he is hereby temporarily appointed as Superintendent in the Bureau of Baths, Department of Public Works, at a salary of \$2,000 per annum, effective January 17, 1938.

The appointment of J. Milton Gross, as Superintendent in the Bureau of Baths, Department of Public Works is a temporary appointment to fill a vacancy caused by the death of one John F. Feind, Superintendent who died August 18, 1937. This position is subject to Civil Service examination before it is made permanent.

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the salaries of the following named employees in the Fire Division in the Department of Public Safety, be and the same are hereby changed from a weekly rate to an annual rate as set forth below; payable semi-monthly as others salaries are paid, effective January 16th, 1938:

Name	Title	Former Weekly Rate	To
Raymond T. Jacobus	Carpenter Foreman	\$85.00	\$4,437.00 per annum
Wm. F. Barry, Jr.	Apprentice Plumber	27.00	1,409.40 "

M P Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the salaries of the following named employees in the Police and Fire Divisions in the Department of Public Safety, be and the same are hereby changed from a per diem rate to an annual rate as set forth below; payable semi-monthly as other salaries are paid, effective January 16th, 1938:

POLICE DIVISION

Name	Title	Former Per Diem Rate	To
Edward Baumgartner—Wagon Stripper, Letterer and Finisher		\$10.50	\$2,656.50 per annum
Gustave W. G. Laegeler—Carpenter		12.25	3,099.25
Joseph V. Joyce—Plumber.....		12.00	3,036.00

FIRE DIVISION

Name	Title	Former Per Diem Rate	To
Frank J. Lee—Carpenter		\$12.25	\$3,099.25 per annum
Michael L. Skelly—Carpenter		12.25	3,099.25 "
Lawrence Conroy—Carpenter		12.25	3,099.25 "
George W. Carter—Carpenter		12.25	3,099.25 "
Thomas J. Lynch—Carpenter		12.25	3,099.25 "
Theodore Knapp—Painter		10.50	2,656.50 "
Frederick L. Anderson—Painter		10.50	2,656.50 "
Herman L. Abrahams—Wagon Stripper, Letterer and Finisher		10.50	2,656.50 "
Edward McGuinness—Electrician		14.00	3,542.00 "
Leo F. Phalon—Electrician's Helper.....		8.00	2,024.00 "
Henry J. Dillon, Jr.—Electrician's Helper.....		8.00	2,024.00 "

M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Commissioner Byrne offered the following resolution:

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, Mary McAuliffe, Cleaner in the Public Buildings Division, Department of Parks and Public Property, has been in the employ of The City of Newark continuously for a period of twenty-nine years, ten months and sixteen days, commencing March 1, 1908, and is over seventy years of age; and

WHEREAS, said Mary McAuliffe is not a member of any Pension Fund; and

WHEREAS, the said Mary McAuliffe, having served the said period of twenty-nine years, ten months and sixteen days, and being over seventy years of age, may retire on a pension of one-half of her salary, pursuant to the provisions of Title 43-12-I of Revised Statutes of New Jersey, 1937; and

WHEREAS, the Director of the Department of Parks and Public Property does certify to the aforesaid employment and term of service and the request for pension;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that Mary McAuliffe be and she is hereby retired from the service of The City of Newark as of January 17, 1938, upon which date will become effective a pension of Six Hundred and Twenty-Four (\$624.00) Dollars per annum, being one-half of the compensation per annum now received by said Mary McAuliffe from The City of Newark; said pension to be paid during the term of her natural life and to be paid from the appropriation for the Department of Parks and Public Property of The City of Newark, pursuant to the provisions of Title 43-12-I of Revised Statutes of New Jersey, 1937.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Co-ordinated Transport be and it is hereby requested and directed to relocate its poles on both sides of West Market Street north of Gray Street, as indicated on map or plan numbered 2777-A and entitled "Public Service Co-ordinated Transport, Distribution Department, Sketch Showing Proposed Pole Changes on West Market St. at Gray St., Newark, N. J." dated September 10, 1937, hereto attached and made a part hereof, and that said poles be and are hereby relocated as shown on said map or plan.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Co-ordinated Transport be and it is hereby requested to locate a pole on the south side of Dark Lane west of Jones Street, as indicated on map or plan numbered 2815-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Pole Location in Dark Lane, West of Jones St., Newark, N. J." dated January 4, 1938, hereto attached and made a part hereof, and that said pole be and is hereby located as shown on said map or plan.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, that sealed proposals received by the Department of Central Purchase on January 17, 1938, for the furnishing and delivering Dodge Truck, be and the same hereby are rejected, it being deemed advisable to solicit bids on different types of equipment; and

THEREFORE BE IT FURTHER RESOLVED, that said Department of Central Purchase be and the same hereby is authorized and directed to readvertise for sealed proposals for said truck.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering wooden doors for various bath houses and dairy products and groceries, all for the Department of Public Works.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Harley-Davidson motorcycles for the Department of Public Safety.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering pig lead, hydrants and valves and concrete sand for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. on

such date as it shall in said advertisement designate.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City Newark, New Jersey, the Depart-

ment of Central Purchase publicly solicited, received and opened bids for the furnishing and delivering tobacco, etc.; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said materials to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for the furnishing and delivering of said tobacco, etc.

NEW JERSEY TOBACCO CO.—Newark, N. J.

Approx.	2 gro. corn-cob pipes "Irving"	@	\$ 7.80	gro.
"	12 gro. tobacco, Show-boat 3/4 oz.	@	5.25	gro.
"	42 gro. tobacco, Boka 2 oz.	@	10.25	gro.
"	42 gro. tobacco, Veteran 2 oz.	@	10.75	gro.
"	42 gro. tobacco, Plow Boy 2 oz.	@	10.50	gro.
"	42 gro. tobacco, Campbell's Kenutcky 2 oz.	@	10.25	gro.
"	80 gro. Safety matches	@	.7848	gro. net

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Depart-

ment of Central Purchase publicly solicited, received and opened bids for furnishing and delivering granite blocks, chlorine and anhydrous ammonia; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for the furnishing and delivering said materials:

HARRISON SUPPLY CO.—Harrison, N. J.

Approx. 25,000 second hand Standard granite blocks 4" wide, 5" deep
and 8½" long

A—for delivery by contractor to City Asphalt Plant, 1 Pas-
saic Street \$40.00 M
B—picked up by City truck at Contractor's yard..... 35.00 M

CHARLES COOPER & COMPANY—Newark, N. J.

Approx. 5,000 lbs. anhydrous ammonia, for delivery into City's
trucks at contractor's warehouse and/or for delivery
to Charlotteburg, N. J.@ .14½ lb.

DOONER & SMITH CHEMICAL CO.

Chlorine as listed below * prices
quoted by each dealer being identical.

NATIONAL OIL & SUPPLY CO.

One (1) or more carloads (15-1 ton containers of chlorine for de-
livery to Charlotteburg, N. J.@ .0267 lb.
for delivery into City trucks at contractor's warehouse.....@ .05 lb.
One (1) or more 100 lb. cylinders chlorine for delivery to Cedar
Grove, N. J., Charlotteburg, N. J., and to any point within
25 miles of Newark where containers can be loaded.....@ .055 lb.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

the following structure or use be
allowed:

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne Duffy,
Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Duffy offered the
following resolution:

WHEREAS, on an appeal to the
Board of Adjustment from the ruling
of the Zoning Enforcement Officer
the said Board, after having con-
sidered the same, recommended in
writing to the Board of Commis-
sioners of the City of Newark that

Application of Senger Ice and
Coal Co. (Nicola Dimestria, own-
er); for the installation in 3rd res.
dist. of two two-thousand gallon
kerosene fuel tanks and one one-
thousand gallon gasoline tank, and
permission to sell kerosene fuel to
retail dealers; premises 508-510
South Fourteenth Street; such use
to be limited to the period of eight
years;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board
of Commissioners of the City of
Newark, that said recommendations
of the Board of Adjustment be and
the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. John G. Malanga: I appear for the applicant.

Mr. Rankin: When this first came up there were three or four objectors, on December 15. It was laid over and on January 4 no objectors appeared.

Mayor Ellenstein: Where are the tanks to be, underground?

Mr. Rankin: Yes, sir, the tanks will be underground. They will be in accordance with the Fire Department regulations.

Mayor Ellenstein: What is the disposition of the Board?

Commissioner Duffy: I move we concur in action of the Adjustment Board.

The roll being called, the motion ing votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Duffy offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Sam Gurrera (Guarantee Building and Loan Association, owner); for the renewal of permit for automobile parking station; premises 29½-35 Rector Street; such use to be limited to the period of one year ending December 23, 1938;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of C & M Corporation (Estate of David Ripley;

Ernest T. Saeger and Rienette S Aborne, owners); for the establishment and operation of a gasoline station in a 1st industrial district; premises 967-983 Raymond Boulevard (69-75 Commercial Street; such use to be limited to the period of eight years;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There were no objections on this.

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Murphy not voting

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Martin Lordi

Dora Fuhrmeister, owner); for the erection of a one and one-half story dwelling to be occupied by two families in a 1st residential district; premises 28-30 Bayard Place;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., January 18, 1938.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928,

that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*1233 Raymond Boulevard; Lord Realty Co.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 2, 1939;

*26 Walnut Street; John Scoras; renewal of permit for lunch wagon; such use to be limited to the period of two years ending January 18, 1940;

63 Jefferson Street; Jess Lopez; in a 1st industrial district the conversion of a laundry to an automobile repair shop; (No objectors);

*1105-1123 Raymond Boulevard; Prudence Parking Co., Inc.; renewal of permit for automobile parking station and gasoline station; such use to be limited to the period of two years ending January 8, 1940.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

Received, copy to be sent to each Commissioner and further action postponed to January 26, 1938.

The City Clerk: There are three renewals that can be disposed of under a suspension of the rules. They are 1105-1123 Raymond Boulevard, 26 Walnut Street and 1233 Raymond Boulevard.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these cases.

Commissioner Duffy: I so move you.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Prudence Parking Co., inc. (L. M. Realty Co. and Julia A. Vogt, owners); for the renewal of Permit for automobile parking station and gasoline station; premises 1105-1123 Raymond Boulevard; such use to be limited to the period of two years ending January 8, 1940; on condition that a five foot (5') fire-resistant fence be erected along the property line;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion

as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of John Scoras (Herbert S. Palmer, owner); for the renewal of permit for lunch wagon; premises 26 Walnut Street; such use to be limited to the period of two years ending January 18, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Commissioner Murphy not voting.
Mayor Ellenstein.

Yeas. Commissioners Byrne, Duffy,

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Lord Realty Co. (Cedar Hall Realty Co., owner); for the renewal of permit for automobile parking station; premises 1233 Raymond Boulevard; such use to be limited to the period of one year ending January 2, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein: Other Adjustment matters will take the usual

course and be heard one week from today, on January 26

A P P R O V E D :

Commissioner Byrne: I move we adjourn.

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY

The roll being called, the motion was declared adopted by the following votes:

The Board of Commissioners of
The City of Newark, N. J.

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

H. S. REICHENSTEIN
City Clerk.

Newark, N. J., January 26, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance clarifying the offices of Acting Receiver of Taxes, Acting Comptroller, Acting Auditor of Accounts and Acting Treasurer and abolishing the office of the Receiver of Taxes, Comptroller, Auditor of Accounts and Treasurer.

WHEREAS, confusion has arisen respecting the offices of the positions of Receiver of Taxes or Acting Receiver of Taxes, Comptroller or Acting Comptroller, Auditor of Accounts or Acting Auditor of Accounts

and Treasurer or Acting Treasurer, and

WHEREAS, It was the intention of the Board of Commissioners of the City of Newark to vest in the Director of the Department of Revenue and Finance all the power, authority and duties of the Receiver of Taxes, Comptroller, Auditor of Accounts and Treasurer, as evidenced by Resolution No. 4 of the Board of Commissioners of the City of Newark adopted May 18th. 1937, and

WHEREAS, by virtue of Ordinances which were adopted many years prior to the adoption by the City of Newark of the Commission form of government, the offices of Receiver of Taxes, Comptroller, Auditor of Accounts, Treasurer still exists although in the most part they have remained vacant since the adoption of the City Commission form of government, now

THEREFORE the Board of Commissioners of the City of Newark Do Ordain:

1. That the offices of Receiver of Taxes, Comptroller, Auditor of Accounts and Treasurer be and they are hereby abolished and it is

2. FURTHER ORDAINED that all power, authority and duties heretofore pertaining to the offices of Receiver of Taxes, Comptroller, Auditor of Accounts and Treasurer shall be exercised and performed by the Director of the Department of Revenue and Finance with such assistance as may be necessary to carry on the duties of said offices and the said Director is hereby substituted for and vested with all the power, authority

and rights now or heretofore vested in the said Receiver of Taxes, Comptroller, Auditor of Accounts and Treasurer, and it is

3. FURTHER ORDAINED that the positions of Acting Receiver of Taxes, Acting Comptroller, Acting Auditor of Accounts and Acting Treasurer be and they are hereby created in the Department of Revenue and Finance to assist the Director of the said department in the carrying out of the duties of said offices.

4. That all ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

5. This ordinance shall take effect at the time and in the manner provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that February 9th, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance

to require moving vans and other persons in the trucking business to secure permits for the moving of personal property in the City of Newark and providing for the issuance of such permits upon the payment of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy moved that it be laid over to February 23rd.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require Constables to give notice to municipalities of all sales and other proceedings affecting personal property therein and providing for the distress thereof for arrears of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move further action be deferred to February 23rd.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to regulate and control the materials used in the manufacture of meat products and the inspection of same, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move it be laid over to February 23rd.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of bonds of The City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move this ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Five Thousand One Hundred Forty-Seven Dollars and Seventy-three Cents (\$5,147.73) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency.....\$5,147.73

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Five Hundred Six Dollars

and Eighty-Three Cents (\$1,506.83) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 116.00
Comptroller's Office	45.83
Rent Foreclosure	
Properties	452.00
Reserve for Uncompleted	
Contracts	893.00
	<hr/>
	\$1,506.83

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Three Hundred Fifty-Six Thousand. Two Hundred Ninety-Eight Dollars and Sixty-Two Cents (\$356,298.62) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief, Direct..\$356,298.62

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One
Thousand Eight Hundred Seventy-
Two Dollars (\$1,872.00) be and the
same is hereby appropriated to the
persons named on annexed certified
lists, being the bills and claims of
the Department of Public Works, as
follows:

Emergency Relief—
Administration\$1,872.00

Pearce R. Franklin
M. Ellenstein
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Duffy, Frank-
lin, Mayor Ellenstein.

Not Voting: Commissioners Byrne,
Murphy.

Mayor Ellenstein offered the fol-
lowing resolution:

RESOLVED: That the sum of
Three Hundred Thirty-Nine Dollars
and Thirty-Three Cents (\$339.33) be
and the same is hereby appropriated
to the persons named, on annexed
certified lists, being the bills and
claims of the Department of Public
Works, as follows:

Emergency Relief—
Administration\$339.33

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolutions:

RESOLVED: That the sum of One
Thousand Seven Hundred Fourteen
Dollars and Sixty-Two Cents (\$1,-
714.62) be and the same is hereby
appropriated to the persons named
on annexed certified lists, being the
bills and claims of the Department
of Public Works, as follows:

Ivy Hill Power Plant\$1,714.62

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Ninety-Three Dollars and Seventy
Cents (\$93.70) be and the same is
hereby appropriated to the persons
named on annexed certified list, being
the bills and claims of the Depart-
ment of Public Works, as follows:

Emergency Relief—
Administration\$93.70

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Four Thousand Seven Hundred Sixty Dollars and Nine Cents (\$4,760.09) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending January 19th and 22nd, 1938, inclusive, as follows:

Shade Tree	\$2,485.05
Bureau of Docks	769.04
Public Buildings	1,506.00
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	\$4,760.09

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty-Three Thousand Five Hundred Dollars (\$43,500.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Affairs, as follows:

Free Library	\$43,500.00
M. Ellenstein	
Pearce R. Franklin	
M. P. Duffy	
Jos. M. Byrne, Jr.	
Vincent J. Murphy	

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-Six Thousand Three Hundred Ninety Dollars and Ten Cents (\$36,390.10) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending January 19, 1938:

Newark Airport	\$ 2,290.20
Bureau of Motors	2,684.78
Bureau of Streets	1,673.48
Bureau of Sewers	848.30
House Sewer Connections	430.20
Bureau of Street Cleaning	19,285.73
Swimming Pool Projects....	204.88
Bureau of Water	8,970.53
	<hr/>
	\$ 36,390.10

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fourteen Dollars and Fifty Cents (\$14.50) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

Law Department	\$14.50
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M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-Four Thousand Two Hundred Thirty-Seven Dollars and Eighty-Four Cents (\$74,237.84) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$74,237.84

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Six Hundred Forty-Four Dollars and Thirty-Four Cents (\$2,644.34) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
(WPA)\$ 2,644.34

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following named persons be and they are hereby appointed Constables of the City of Newark, for the term expiring December 31, 1938:

Jerome Brett, 26 Willoughby Street.

Harry Goldstein, 52 Pennsylvania Avenue.

Max Markowitz, 34 Goodwin Avenue.

David Rothenberg, 224 Osborne Terrace.

Irving Wolf, 161 Ivy Street.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to form and sufficiency:

CONSTABLE'S BONDS:

Paul Beyer,
Bernard Hoffman,
Daniel T. Kelly,
William W. Levy,
Martin B. Rose,
Walton E. Wright,
Joseph Zwaifler,
Samuel Zoller,
Clifford Calaway,
Irving Wolf.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to form and sufficiency as attested to by the Law Department:

AUCTIONEER:

Harry Rosenzweig, 226 Market Street.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED. That the Director of Revenue and Finance be and he is hereby authorized to transfer the following amounts, on account of Budget Appropriations, 1937, to Reserve for Uncompleted Contracts:

From Elections to Reserve for Uncompleted Contracts\$ 771.15

From City Hospital to Reserve for Uncompleted Contracts 22,567.39

From Director's Office—Revenue and Finance to Reserve for Uncompleted Contracts 258.44

From Auditor's Office to Reserve for Uncompleted Contracts 4,156.61

From Treasurer's Office to Reserve for Uncompleted Contracts 676.68

From Tax Board to Reserve for Uncompleted Contracts 6,971.93 ,

From Tax Receiver to Reserve for Uncompleted Contracts 5,701.83

From Deputy Tax Collector's to Reserve for Uncompleted Contracts 3,367.16

From Tax Revaluation to Reserve for Uncompleted Contracts 1,916.41

From Tax Installment Bureau to Reserve for Uncompleted Contracts 148.72

From Advertising Tax Sale to Reserve for Uncompleted Contracts 3,350.12

From Fire Department to Reserve for Uncompleted Contracts	25,019.64
From Police Department to Reserve for Uncompleted Contracts	6,120.82
From Shade Tree to Reserve for Uncompleted Contracts	2,210.19
From Supreme Court Investigation to Reserve for Uncompleted Contracts	28,500.00

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Essex Press, Inc., a corporation of the State of New Jersey, bankrupt, was assessed for personal taxes for the year 1935 in the amount of \$36,500.00; and

WHEREAS, Morris H. Cohen, Receiver in Bankruptcy, between the months of May and July, 1935, did settle and adjust the said taxes with the City of Newark for the sum of \$455.00 which said payment was accepted by the City of Newark in full satisfaction of the debt of the said Essex Press, Inc., Bankrupt, for personal taxes for the year 1935; and

WHEREAS, in spite of the said settlement and acceptance, there remains open on the books of the City of Newark a balance of \$771.40 as and for the personal taxes for the

year 1935 which said sum should have been heretofore cancelled; and

WHEREAS, the said Essex Press, Inc. was assessed for personal taxes in the year 1936, subsequent to the date when the said Essex Press, Inc., was adjudicated bankrupt, in the amount of \$36,500.00; and

WHEREAS, in fact the said assessment should have been in the sum of \$2,500.00; and

WHEREAS, the said Morris H. Cohen, as Receiver of said bankrupt concern, has tendered to the City of Newark in full settlement of the personal taxes of the said bankrupt concern for the year 1936 the sum of \$95.25; .

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Receiver of Taxes be and he is hereby authorized and directed to cancel on his books the sum of \$771.40 now appearing due as the personal taxes of Essex Press, Inc., for the year 1935; and he is further authorized and directed to accept in full settlement for personal taxes for the year 1936 the sum of \$95.25 and to cancel on his books the balance remaining due according thereto.

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that Resolution No. 1725, adopt-

ed January 19, 1938, be and the same is hereby rescinded.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Meyer C. Ellenstein, Mayor has caused to be filed with the United States Works Progress Administration application covering certain project to bind, repair, mend, and clean books containing records vital to the City of Newark; and

WHEREAS, said Mayor of the City of Newark has been notified by the WPA of its desire for said project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$7,676.00 is contingent upon the expenditure of \$2,415.00 by the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that Meyer C. Ellenstein, Mayor, is hereby authorized to expend the sum of \$2,415.00 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution:

Supervision	\$ 800.00
Equipment	365.00

Material and Supplies	650 00
Rent, Heat and Light	600.00
	<hr/>
	\$ 2,415.00

AND BE IT FURTHER RESOLVED, That the Mayor of the City of Newark and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms, and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

WHEREAS, Meyer C. Ellenstein, Mayor, has caused to be filed with the United States Works Progress Administration application covering certain project to prepare a cross index by name to original Vital Statistics Records since the year 1872 in the City Clerk's Office, City of Newark; and

WHEREAS, said Mayor of the City of Newark has been notified by the WPA of its desire for said project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said project

amounting to \$26,662.00 is contingent upon the expenditure of \$5,784.00 by the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that Meyer C. Ellenstein, Mayor, is hereby authorized to expend the sum of \$5,784.00 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution:

Supervision	\$ 1,350.00
Equipment	1,994.00
Material and supplies	1,000.00
Rent, heat and light	1,440.00
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	\$ 5,784.00

AND BE IT FURTHER RESOLVED, That the Mayor of the City of Newark and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms, and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

WHEREAS, Meyer C. Ellenstein, Mayor, has caused to be filed with the United States Works Progress Administration application covering

certain project to catalog, label, index, cross-index, and file District Court Dockets and records, licenses, tax sale certificates and cancelled checks in the City Clerk's Vault, City of Newark; and,

WHEREAS, said Mayor of the City of Newark has been notified by the WPA of its desire for said project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$23,455.00 is contingent upon the expenditure of \$5,602.00 by the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that Meyer C. Ellenstein, Mayor, is hereby authorized to expend the sum of \$5,602.00 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution:

Supervision	\$ 1,500.00
Equipment	1,662.00
Material and supplies	1,000.00
Rent, heat and light	1,440.00
	<hr/>
	\$ 5,602.00

AND BE IT FURTHER RESOLVED, That the Mayor of the City of Newark and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms, and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not voting: Commissioner Murphy.

Commissioner Byrne offered the following resolutions:

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, is causing to be filed with the United States Works Progress Administration applications to modernize and install basement lift, blowers, motors, etc., building new toilet rooms, storage and receiving room in Police Headquarters in the City of Newark, New Jersey, and,

WHEREAS, the contribution requested of the United States Works Progress Administration for said project amounting to \$33,815.00 is contingent upon the expenditure of \$16,700.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property is hereby authorized to expend the sum of \$16,700.00 for the purpose aforesaid.

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that a lease, dated between the City of Newark, of the first part, and Franklin Lumber Company (a corporation), of the second part, for the leasing by the City to said Company of certain lands at Port of Newark, as in said lease more particularly set forth, a copy of which is attached hereto and made part hereof, be and the same is hereby ratified and confirmed; and the Director of the Department of Parks and Public Property and the City Clerk be and they are hereby authorized and directed to execute said lease, upon the adoption of this resolution.

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not voting: Commissioner Murphy.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property did advertise for and received bids for a lease of a parcel of land owned by the City of Newark and situate, bounded by Raymond Plaza West, Commerce Street, McCarter Highway and Raymond Boulevard, upon certain specifications, copy of which is attached hereto and made a part hereof; and

WHEREAS, the said Director has

determined that the best offer received is that of the Triangular Realty Co.; and

WHEREAS, the said Director submits and approves the leasing of the aforesaid premises to the said Triangular Realty Co., for a term of two years, subject to termination by the City on notice to the Tenant, and at a rental of 50% of the gross receipts, with a guarantee of \$18,504.00 per year, which said yearly rent guarantee shall be paid in equal monthly installments, in advance, on the first day of each month; and

WHEREAS, the said lease shall be subject to the terms and conditions to be incorporated in the written agreement between the City and the Tenant, and which shall be approved by the Director of the Department of Parks and Public Property for the City;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the City enter into an agreement with the Triangular Realty Co., whereby the City shall lease to the said Triangular Realty Co., for a term of two years, subject to termination during the term by the City upon notice to the Tenant, for use as a parking station, the parcel of land bounded by Raymond Plaza West, Commerce Street, McCarter Highway and Raymond Boulevard, at a rental of 50% of the gross receipts, with a guarantee of the sum of \$18,504.00 each year of the lease, payable as aforesaid, and upon the terms and conditions as shall be required by the Director of the Department of Parks and Public Property; and

BE IT FURTHER RESOLVED, that the Director of the Department of Parks and Public Property be and he is hereby authorized to execute the said agreement for the City, ap-

proved as to form by the Corporation Counsel, the said lease to commence and become effective on February 15, 1938.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, on October 17, 1936, the Honorable Charles W. Parker, Justice of the New Jersey Supreme Court, appointed Warren Dixon, Jr., Supreme Court Commissioner, to conduct a summary investigation into the affairs of the City of Newark; and

WHEREAS, on October 28, 1936, by resolution of the Board of Commissioners of the City of Newark, John E. Toolan and Harry V. Osborne, attorneys and counsellors-at-law, were appointed, designated, and authorized as the legal representatives for and in behalf of the City of Newark and the officials thereof to appear and act for the said The City of Newark and its officials at the said summary investigation, and to present evidence, examine witnesses, and take part in said investigation on behalf of said municipality, the City of Newark, or any of its officials, pursuant to the provisions of Chapter 166 of the Laws of 1930, entitled "A supplement to an act entitled 'An Act to provide for the summary investigation of county and municipal expenditures' passed February 6, One Thousand Nine Hundred and Seven;" and

WHEREAS, on July 14, 1937, by

resolution of the Board of Commissioners of the City of Newark, the appointment and services of the said John E. Toolan and Harry V. Osborne were acknowledged, accepted, approved, ratified, and confirmed under the aforesaid power and under any and all other powers vested in said Board of Commissioners in respect to the subject matter hereof; and

WHEREAS, the said John E. Toolan and Harry V. Osborne entered upon their duties immediately upon their said appointment and have ever since been performing the same and acting as the legal representatives for and in behalf of the City of Newark and its officials in the said investigation; and

WHEREAS, the said Harry V. Osborne has submitted to the City of Newark a bill for services, dated October 27th, 1937, as follows:

"To services to the City of Newark and its officers by virtue of a resolution passed October 28, 1936, in connection with the investigation of the affairs of the City of Newark under an order of the Honorable Charles W. Parker, Justice of the Supreme Court, dated October 17, 1936, from October 28, 1936, to date\$30,000.00
Received on account 18,500.00
Balance due\$11,500.00"

which bill is attached hereto and made a part hereof; and

WHEREAS, the said John E. Toolan has submitted to the City of Newark a bill for services, dated October 27, 1937, as follows:

"To services to the City of Newark and its officers by virtue of a resolution passed October 28, 1936, in connection with the investigation of the affairs of the City of Newark under an order of the Honorable Charles W. Parker, Justice of the Supreme Court, dated October 17, 1936, from October 28, 1936, to date\$35,000.00
Received on account 18,500.00
Balance due\$16,500.00"

which bill is attached hereto and made a part hereof;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that in addition to the sums heretofore paid to the said Harry V. Osborne and John E. Toolan there be paid to the said Harry V. Osborne the sum of \$11,500.00 and there be paid to the said John E. Toolan the sum of \$16,500.00, for services rendered by the said Harry V. Osborne and John E. Toolan, as set forth in the bills submitted by them and annexed hereto, the said payments to be made out of the appropriation provided in the 1937 budget for the costs of the Supreme Court Investigation; and

BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to pay to the said Harry V. Osborne the said sum of Eleven Thousand Five Hundred (\$11,500.00) Dollars, and to the said John E. Toolan the said sum of Sixteen Thousand Five Hundred (\$16,500.00) Dollars.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

Commissioner Byrne offered the following resolution:

WHEREAS, the Director of the Department of Parks and Public Property has submitted the attached memorandum relative to Joseph Sanford Shanley, Consultant, Advisor and Architect, wherein it is set forth that the said Joseph Sanford Shanley did voluntarily submit to the Director of the Department of Parks and Public Property certain ideas and plans for a proposed parking station; and

WHEREAS, the Director of Parks and Public Property is using the aforesaid ideas and plans in connection with the further development of the said proposed parking station; and

WHEREAS, the said Director, in consideration of the use of the said ideas and plans, desires and recommends the acceptance thereof and the ratification of the said services as in the memorandum limited; and

WHEREAS, the said Director recommends the payment of \$200.00 in full payment for said services, and which the said Joseph Sanford Shanley agrees to accept in full payment and satisfaction;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of

the City of Newark, that the said service of the said Joseph Sanford Shanley be and are hereby accepted and ratified, for the purpose aforesaid; and,

BE IT FURTHER RESOLVED, that the sum of \$200.00 be and the same is hereby appropriated for the payment of said services, and the Director of the Department of Revenue and Finance be and is hereby directed to make payment upon the receipt of a release from the said Joseph Sanford Shanley, approved by the Law Department, and nothing contained herein shall be deemed to be an acknowledgement of any further claim for compensation in the matter hereinbefore set forth.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
- Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

RESOLVED, that the title of Medical Receiving Officer be and the same is hereby created in the Bureau of Health, Department of Public Works, at a salary of \$2,500 per annum, effective January 1, 1938. This appointment has been recommended by Dr. Charles V. Craster, Health Officer, Bureau of Health, Department of Public Works. The work, according to Dr. Craster, is quite necessary, and includes full medical charge of the dispensary and its many emergency examinations and visits between 10 A. M. and 3 P. M.

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolution:

WHEREAS, Ralph Smillie, Transit Engineer, Department of Public Affairs, City Railway, at a compensation of \$5,000.00 per annum, has resigned effective with the close of business January 15, 1938; and

WHEREAS, certain matters in connection with the construction of the City Railway, and other matters which came under his supervision have not been completed, or may be in litigation; and

WHEREAS, Mr. Smillie's services will be needed as consultant or expert in these matters, and likewise his services will be needed as consultant or expert in connection with the proposed reconstruction of the Doremus Avenue Bridge over the Lehigh Valley and Pennsylvania Railroad tracks;

THEREFORE BE IT RESOLVED, that the Director of the Department of Public Affairs be and he hereby is authorized to employ Ralph Smillie as consultant or expert, at a compensation of \$75.00 per diem, when in the Director's judgment the said services are necessary in connection with these matters.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, the Outdoor Poor Department of the Department of Public Works has grown to such proportions that it is hereby necessary to create the position of Office Manager, the duties of which comprise the transfer of personnel throughout the department, the supervision of handling, sorting, figuring and compiling all payrolls for the divisions of the local relief administration; supervise the receiving of absentee reports and time sheets from the District Offices and the various departments each week; supervise the purchase of all stock and office equipment of the entire department; supervise the Maintenance Department; supervise the handling of all bills and supervise handling of all mail; and in general assisting the Overseer of the Poor in departmental matters referred to him by said Overseer.

THEREFORE BE IT RESOLVED, that the position of Office Manager be and the same is hereby created in the Outdoor Poor Department of the Department of Public Works, at a salary of \$3,000 per annum, effective January 1, 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

RESOLVED, that the changes appearing on the various pay rolls of the Department of Public Works for the first half of January, 1938, be and the same are hereby approved, as follows:

OUTDOOR POOR DEPARTMENT

Leave of Absence Without Pay:

Ralph Ilaria, Social Investigator, granted leave of absence, without pay, for three months, effective January 1, 1938, at his request.

Temporary Appointment:

Ralph Ilaria, Office Manager, salary \$3,000 per annum, effective January 1, 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the changes appearing on the various pay rolls of the Department of Public Works, for the last half of January, 1938, be and the same are hereby approved, as follows:

BUREAU OF HEALTH

Salary Deduction:

James Mulvihill, Attendant, salary

deducted for seven days, January 9th to 15th, inclusive, for excessive absence.

Temporary Appointment:

Josephine Holland, Health Nurse, salary \$960 per annum, effective 1/17/38.

NEWARK CITY HOME

Temporary Appointment:

Peter Russomano, Janitor-Barber, salary \$1,500 per annum, effective 1/17/38.

Owen McElroy, Fireman, salary \$9.61 per day, effective January 19, 21, 26, 28 and 29, 1938.

Anthony Coppola, Fireman, salary \$2,635 per annum, effective January 17, 1938.

Clara Tighe, Cook, salary \$5 per day, four days, January 5, 12, 19 and 26, 1938.

Deceased:

Seraphin Weber, I. O. Baker, died January 21, 1938.

Leave of Absence Without Pay:

Nicholas Coklyat, Fireman, granted leave of absence, without pay, for one-half month, effective January 16, 1938.

NEWARK CITY ALMS HOUSE

Temporary Appointment:

Dell Manning, Cook, salary \$960 per annum, effective January 11th, 12th, and 13th, 1938, three days only.

Joseph C. Froelich, Physician, salary \$1,500 per annum, effective January 16, 1938.

AGENCY RELIEF

Services Terminated, Central Office:

S. George Slaymaker, Supervisor of Statistics and Research, services terminated, effective January 15, 1938.

Services Terminated:

Mildred Liebman, Clerk, services terminated, effective January 15, 1938.

Emergency Appointments:

Fred B. Trembath, Family Visitor, salary \$1,320 per annum, effective January 1, 1938.

Transfer:

Max Levine, Case Supervisor, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Agnes Adonis, Stenographer, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Charles W. McKenney, Statistical Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Edward Krah, Family Visitor, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Ira Bressman, Tabulating Machine Operator, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Bernard A. Clark, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Return from Leave of Absence— Placed on Two-Third's Salary:

Carl Orth, Maintenance Man, returned from leave of absence, effective December 16, 1937, and placed on two-third's salary, due to injuries received in line of duty.

Transfer, Ironbound District:

Neil C. Smith, Administrator, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Gertrude Fuccelo, Typist, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Mathilda Bippus, Order Writer, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Patrick DeVone, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

John Whatton, Commitment Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Pierce B. Bear, Head Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Emilie E. Baumann, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Mary BcCloskey, File Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Transfer Clinton Hill District:

Concetta Dagastaro, Order Writer, transferred to Central Office, Order

Writing Division, with no change in salary, effective January 16, 1938.

Dorothy Simmill, Order Writer, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Elizabeth Oleksy, Telephone Operator, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Charles Heitman, Ledger Clerk, transferred to Central Office, Order Writing Division with no change in salary, effective January 16, 1938.

William McGuire, Messenger, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Louise Byrne, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Morris Lavor, Order Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Harry Haussling, Order Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Emergency Appointment, Lincoln Park District:

S. George Slaymaker, Family Visitor, salary \$1,320 per annum, effective January 16, 1938.

Transfer:

Marie G. O'Halloran, Receptionist, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Dorothy Freeman, Stenographer,

transferred to Central Office, Order Writing Division, with on change in salary, effective January 16, 1938.

Jennie Pecora, Typist, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Thelma Rosin, Typist, transferred to Central Office, Order Writing Division, with on change in salary, effective January 16, 1938.

Frank Krebs, Commitment Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Franklyn Steenman, Ledger Clerk, transferred to Central Office Order Writing Division, with no change in salary, effective January 16, 1938.

Louise W. McLendon, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Joseph Clancy, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Transfer, Lincoln Park District:

Tillie Schwarz, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Rose Lippin, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 38.

Florence Fox, Clerk-Typist, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Lucille Serritella, Ledger Clerk, transferred to Central Office, Order

Writing Division, with no change in salary, effective January 16, 1938.

Moe Rappaport, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Transfer, Norfolk District:

Edith Jackson, Stenographer, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Charlotte Beissert, Order Writer, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Edith Dunne, Commitment Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Aurora Rando, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Michael C. Bottino, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Walter Ehman, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Albert Makon, Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

George S. Ridner, Jr., Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Minnie Peda, Order Writer, transferred to Central Office, Order Writ-

ing Division, with no change in salary, effective January 16, 1938.

Transfer, Branch Brook District:

V. William Santarsiero, Special Emergency Investigator, transferred to Clinton Hill, with no change in salary, effective January 16, 1938.

Lily M. Farrara, Order Writer, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Emma Lombardy, Order Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Kornelia Feniello, Head Ledger Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Marion Napp, File Clerk, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Eleanor Hearon, Stenographer, transferred to Central Office, Order Writing Division, with no change in salary, effective January 16, 1938.

Leave of Absence Without Pay:

Eva M. Prokocimer, Clerk-Typist, granted leave of absence, without pay, from January 16 to February 15th, 1938, inclusive, at her request.

Service Terminated, Lodging House:

Daniel Scarpone, Supervisor, services terminated effective January 15, 1938.

NEWARK CITY ALMS HOUSE

Deceased:

John T. Hendrickson, Night Watchman, died January 23, 1938.

CONVALESCENT HOSPITAL

Return from Leave of Absence:

Seraphim C. Louis, Orderly, returned from leave of absence, effective January 13, 1938.

NEWARK CITY HOSPITAL

Temporary Appointment:

Elizabeth Dewar, Telephone Operator, salary \$3.50 per day, effective January 5, 1938.

Thomas Gallagher, Ambulance Driver, salary \$2,000 per annum, effective January 10, 1938.

Anne M. Kuppenac, Resident Nurse, salary \$960 per annum, effective January 16, 1938.

Mary M. Gupko, Resident Nurse, salary \$960 per annum, effective January 17, 1938.

Jennie Cutler, Pharmacist, salary \$6.00 per day, effective January 8, 1938.

Non-Competitive Appointment:

Helen M. Dauth, Undergraduate Nurse, salary \$696 per annum, effective January 16, 1938.

Yolanda Arbolino, Undergraduate Nurse, salary \$696 per annum, effective January 19, 1938.

Eva DeLuca, Housemaid, salary \$576 per annum, effective January 19, 1938.

Services Terminated:

Elizabeth Dewar, Telephone Operator, services terminated, effective January 12, 1938.

Thomas Gallagher, Ambulance Driver, services terminated, effective January 13, 1938.

Jennie Cutler, Pharmacist, services terminated, effective January 8, 1938.

Resignation:

Anne V. Papay, Resident Nurse, resigned, effective January 16, 1938.

Mary M. Gupko, Student Nurse, resigned, effective January 16, 1938.

Anne M. Krupenac, Student Nurse, resigned, effective January 16, 1938.

Viola Sandberg, Student Nurse, resigned, effective January 16, 1938.

Helen Novak, Undergraduate Nurse, resigned, effective January 16, 1938.

Helen M. Shultz, Undergraduate Nurse, resigned, effective January 16, 1938.

Jane Bennett, Housemaid, resigned, effective January 16, 1938.

Mary Swaggerman, Seamstress, resigned, effective January 16, 1938.

Guy Quillan, Orderly, resigned, effective January 16, 1938.

Deceased:

James Dunbar, Orderly, died January 17, 1938.

Leave of Absence Without Pay:

Ethelmae Horne, Resident Nurse, granted leave of absence, without pay, for three months, effective January 27, 1938, at her request.

Florence T. Napoliello, Student Nurse, granted leave of absence, without pay, for three months, effective January 16, 1938, at her request.

Sylvia Maged, Student Nurse,

granted leave of absence, without pay for three months, effective January 16, 1938, at her request.

Rocco Premamore, Orderly, granted leave of absence, without pay for one-half month, effective January 16, 1938, at his request.

Mary McDermott, Laundry Worker, granted leave of absence, without pay, for three months, effective January 16, at her request.

Nellie Leahy, Laundry Worker, granted leave of absence, without pay, for one month, effective January 16, 1938, at her request.

Mary Guss, Housemaid, granted leave of absence, without pay, for one month, effective January 16, 1938, at her request.

Return from Leave of Absence:

Joseph May, Orderly, returned from leave of absence, effective January 16, 1938.

Leave of Absence Without Pay:

John H. Smith, Elevator Operator, granted leave of absence, without pay, for three months, effective January 1, 1938, at his request.

Minnie Nugent, Porter, granted leave of absence, without pay, for three months, effective January 16, 1938, at her request.

BUREAU OF HEALTH

Title Changed:

Joseph J. DeGennaro, Sanitary Inspector, salary \$1,620 per annum, title changed to that of Attendant, at a salary of \$1,500 per annum, effective January 1, 1938.

Leave of Absence Without Pay:

Joseph J. DeGennaro, Attendant,

granted leave of absence, without pay, for three months, effective January 1, 1938, at his request.

Temporary Appointment:

Joseph J. DeGennaro, Sanitary Inspector, salary \$1,620 per annum, effective January 1, 1938.

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the State Highway Department has adopted a policy for State aid in the form of reimbursement for lighting on State Highway Route through municipalities; and

WHEREAS, The State Highway Department has offered an agreement for State Aid in the form of a reimbursement for lighting on Route No. 21, within the limits of the City of Newark; and

WHEREAS, said agreement is to the advantage of the City of Newark in that the City will be enabled to increase the lighting on said Route No. 21, thereby adequately providing for the safety of the traveling public and at the same time make a net estimated annual saving of \$622.-82;

THEREFORE BE IT RESOLVED, that the Director of the Department of Public Affairs, and the City Clerk be and they hereby are authorized to execute the said agreement on behalf of the City of Newark.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on April 7, 1937, the City of Newark authorized by resolution to prepare plans and specifications for the fireproofing and fire exits, etc., at the Newark City Hospital; and

WHEREAS, there is an urgent need for the installation of a freight elevator to deliver all the food to the kitchen on the fifth floor, and it is necessary to provide work space and proper working facilities which are now lacking. This recommendation has been made by Dr. Earl H. Snively, Medical Director, Newark City Hospital, Department of Public Works, to relieve the fire hazard in this part of the Institution;

NOW, THEREFORE, BE IT RESOLVED, that the elevator shaft and elevator as well as alteration for the additional kitchen space on the fifth floor be provided and incorporated in the plans and specifications, providing said expense for this additional work can be done at a cost to keep within the appropriation provided in bond issue.

BE IT FURTHER RESOLVED, that the Director of the Department of Public Works is authorized to advertise for sealed proposals for the aforesaid alterations and let contracts to the lowest responsible bidder.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering reinforced concrete pipe and Portland Cement for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering parts for Ahrens-Fox Fire Engine for the Department of Public Safety.

Bids to be received from 10.00 to 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it is hereby authorized to advertise for sealed proposals for furnishing and delivering clothing for relief clients, Department of Public Works.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering soap and towels for the Bureau of Public Baths, Department of Public Works.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that sealed proposals received by the Department of Central Purchase on January 25, 1938, for furnishing and delivering Ready Mixed Concrete be and the same hereby are rejected, it being deemed necessary to revise the specifications; and

THEREFORE BE IT FURTHER RESOLVED, that said Department of Central Purchase be and the same hereby is authorized and directed to readvertise for sealed proposals for said Ready Mixed Concrete.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Depart-

ment of Central Purchase publicly solicited, received and opened bids for furnishing and delivering granite curb; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said granite curb to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said granite curb:

J. B. GILLIGAN-CASEY COMPANY
—Newark, N. J.

500 lin. ft. straight 5" x 16" granite curb (Section 451 Bureau of Streets Standard Specifications) carload delivery to City Asphalt Plant @ \$.87 lin. ft.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Jess Lopez (Aurelius Marano, owner); for the conversion of a laundry to an automobile repair shop in a 1st industrial district; premises 63 Jefferson Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application? Were there any objectors?

Mr. Rankin: No objectors.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., January 25, 1933.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-

Justment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*37-39 Mulberry Street; Roger O'Connor; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 18, 1939;

*30 Park Street, Robert Treat Garage; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 23, 1939;

*1095-1103 Raymond Boulevard (29-35 Durand Street) Kim Parking Station, Inc.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 6, 1939.

Respectfully submitted,

Board of Adjustment,
R. B. Rankin,
Secretary.

Received and filed.

Mayor Ellenstein: These are all renewals. I will entertain a motion that the rules be suspended in these cases.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Kim Parking Station, Inc., (Various owners, Theresa Gilvarry, John J. Gillen, Mary Sullivan, Federal Trust Co., Edward Parsley and William Reilly); for the renewal of permit for automobile parking station; premises 1095-1103 Raymond Boulevard (29-35 Durand Street); such use to be limited to the period of one year ending January 6, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling

ing of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert Treat Garage (Fraternal Order of Eagles, owner); for the renewal of permit for automobile parking station; premises 30 Park Street; such use to be limited to the period of one year ending January 23, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners

of the City of Newark that the following structure or use be allowed:

Application of Roger O'Connor (John J. Mooney, owner); for the renewal of permit for automobile parking station; premises 37-39 Mulberry Street; such use to be limited to the period of one year ending January 18, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

A P P R O V E D :

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

February, 1938

Newark, N. J., February 2, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to prohibit the sale of groceries in the City of Newark between certain hours on the first day of the week, commonly called Sunday, and providing penalties for the violation thereof.

The Board of Commissioners of The City of Newark, Do Ordain:

1. It shall be unlawful for any person, firm or corporation or any agent or servant thereof, on the first day of the week, commonly called Sunday, between the hours of 1 P. M. and 12 o'clock midnight, to cry, show forth, or expose to sale or sell or barter any groceries in any shop, store or other place of business in the City of Newark; groceries shall be construed to include canned fruits and fruit juices, canned vegetables and vegetable juices, soaps, soap powders, and starches, laundry articles, teas, coffees, and cocoa, ketchup and sauces, mayonnaise, table oils and bottle olives, jams and jellies, dried fruits and vegetables, rice and barleys, cereals, canned milk, sugar, but-

ter, eggs, and cheeses, sour and sweet creams and shortenings, salt and spices, canned fish, canned soups, noodles and macaronis, nuts in shells, canned meats, flour, vinegars, gelatine products and puddings, crackers and cookies in packages or boxes, honey and peanut butter, syrups and molasses, baking powder and baking chocolates, smoked fish and herrings, fresh fruits and vegetables.

2. The hours mentioned in paragraph 1 hereof shall be Standard Time, except when Daylight Saving Time is in effect, in which event Daylight Saving Time shall apply.

3. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be fined a sum not exceeding \$50.00 for each offense, or suffer imprisonment in the County Jail for a period not exceeding 30 days.

4. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

5. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that February 16th, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its intro-

duction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of Bonds of The City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move it be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-Two Thousand Three Hundred Six Dollars and Sixty-Six Cents (\$22,306.66) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance, from January 16 to 31, 1938, as follows:

Director's Office	\$ 1,241.65
Comptroller's Office	3,586.53
Tax Installment Bureau....	362.49
Auditor of Accounts Office	1,970.00
Emergency Relief	
Administration	754.00
City Treasurer's Office	979.97
Receiver's Office	2,456.90
Arrears of Personal Taxes	1,867.65
Board of Assessments and	
Revision of Taxes.....	7,738.35

Revaluation Bureau . . .	404.14
Board of Assessments for	
Local Improvements	944.98
	<hr/>
	\$22,806.66

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Seven Hundred Forty-Seven Dollars and Fourteen Cents (\$3,747.14) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows: Surplus and Deficiency\$ 3,747.14

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-Two Dollars and Eleven Cents (\$42.11) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

1938 Taxes . . .	\$17.11
City Sundries (Legislative Ex-	
penses)	25.00
	<hr/>
	\$42.11

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-Nine Thousand, Six Hundred Fifty-Six Dollars and Ninety-eight Cents (\$229,656.98) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from January 16th to 31st, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	847.90
Building Division	3,262.47
Electrical Division	2,317.48
First Criminal and Family	
Courts	1,187.48
Second Criminal Court.....	506.23
Third Criminal Court	354.16
Fire Division	84,049.88
Police Division	136,214.72
	<hr/>
	\$229,656.98

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-five Dollars (\$25.00) be and the same is hereby appropriated to the person named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Police Courts\$25.00

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Thousand Four Hundred Eighty Dollars and Eighty Cents (\$1,480.80) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Administration\$1,480.80

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED. That the sum of Two Thousand, Five Hundred Twenty- Six Dollars (\$2,526.00) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital\$2,526.00

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty-Seven Thousand, Three Hundred Ninety Dollars and Twenty-two Cents (\$87,390.22) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of January, 1938, as follows:

Director's Office	\$ 1,721.65
Employment Bureau	1,059.16
Bureau of Health	24,155.93
City Hospital	24,153.44
Convalescent Hospital	2,015.87
Newark City Home	3,489.22
Bureau of Baths	5,279.32
Newark Alms House	2,642.53
Ivy Hill Power Plant	2,526.26
Outdoor Poor	1,922.49
Emergency Relief	18,424.30
	<hr/>
	\$ 87,390.22

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Thousand, Eight Hundred Thirty-Three Dollars and Thirty-Nine Cents (\$15,833.39) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from January 16th to January 31st, 1938, inclusive, as follows:

Director's Office	\$ 798.33
Smoke Abatement	154.16
Public Buildings	9,393.95
Municipal Farmers' Market	372.90
Weights and Measures	1,347.91
Printing and Stationery....	167.00
Shade Tree	1,492.49
Bureau of Docks	941.66
Construction Account	
WPA Docket No. 1302	
N. J.	873.33
Public Buildings WPA	
Project No. 1485-7	291.66
	<hr/>
	\$15,833.39

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Dollars (\$200.00) be and the same is hereby appropriated to the person named on the annexed certified list, same being the bills and claims of the Department of

Parks and Public Property as follows:

Centre Market Rents\$200.00

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Nine Hundred Eighty-Four Dollars and Forty-Six Cents (\$4,984.46) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending January 26th and January 29th, inclusive, as follows:

Shade Tree	\$ 2,711.82
Bureau of Docks	766.64
Public Buildings	1,506.00
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	\$ 4,984.46

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twelve Thousand One Hundred Thirty-Nine Dollars and Eighty Cents

(\$12,139.80) he and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payroll of the Inter-Departmental Department from January 16th to 31st, 1938, as follows:

Law Department	\$ 3,912.45
City Clerk	3,054.07
Elections	365.00
First District Court	1,096.66
Second District Court	1,104.14
Board of Adjustment—	
Zoning	460.00
Central Office	2,147.48
	<hr/>
	\$ 12,139.80

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Thousand, One Hundred Dollars (\$9,100.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

Newark Museum\$ 9,100.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-Three Thousand, Three Hundred Two Dollars and Ninety-Four Cents (\$73,302.94) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

City Clerk	\$ 295.40
Board of Adjustment—	
Zoning	201.60
Passaic Valley Sewer	
Maintenance	72,806.54
	<hr/>
	\$ 73,302.94

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-Three Dollars and Forty-Eight Cents (\$33.48) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

Labor Relations Board\$33.48

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of **Forty-Five Thousand, One Hundred Sixty-Eight Dollars and Eighty Seven Cents (\$45,168.87)** be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period January 16th-January 31st, 1938, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,544.99
Newark Labor Relations Board	208.33
Bureau of Lighting	420.00
Bureau of Streets	5,021.57
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	3,993.24
Bureau of Surveys	3,096.66
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,338.22
City Railway	854.16
Airport Construction	3,253.32
Swimming Pool Projects ..	300.00
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	\$ 45,168.87

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of **One Thousand, Eight Hundred Thirty-Five Dollars (\$1,835.00)** be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of

bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA\$1,835.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of **Forty-Two Dollars (\$42.00)** be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$42.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of **Sixteen Thousand Seven Hundred Sixty-Four Dollars and Seventeen Cents (\$16,764.17)** be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water \$16,764.17

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-Six Thousand, Four Hundred Eighty-Five Dollars and Nine Cents (\$36,485.09) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending January 26th, 1938:

Newark Airport	\$ 2,345.85
Bureau of Motors	2,652.36
Bureau of Streets	1,943.23
Bureau of Sewers	864.15
House Sewer Connections	460.90
Bureau of Street Cleaning	19,051.62
Swimming Pool Projects..	187.60
Bureau of Water	8,979.38
	<hr/>
	\$36,485.09

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Thirty-Five Thousand, Six Hundred Fifty-One Dollars and Fifty Cents (\$35,651.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$ 20,211.40
Water	15,440.10
	<hr/>
	\$ 35,651.50

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following named persons be and they are hereby appointed Constables of the City of Newark, for the term expiring December 31, 1938:

Frank McNellen, 381 Sanford avenue.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to form and sufficiency:

BILL POSTER:

Harry B. Somers, 227 Nye Avenue

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, The American Public Health Association selects for its annual meetings various cities in the United States; and,

WHEREAS, the said association is now determining the location for its annual meeting for 1939; and

WHEREAS, The City of Newark is ideally situated for such a meeting, which would be of real value, and bring credit to the said City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the Director of the Department of Public Works be and he is hereby authorized to send an invitation, on behalf of the City of Newark, to the American Public Health Association, to hold its 1939 annual meeting in this city; and

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the American Public Health Association, by the Director of the Department of Public Works.

Pearce R. Franklin

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the responsibility of providing relief of various kinds insofar as it must be done out of public funds is primarily the responsibility and function of Municipal Government, and

WHEREAS, funds have been or may be made available by the State Legislature to the State Financial Assistance Commission for allocation to Municipalities in aid of the poor; and

WHEREAS, The City of Newark, in the County of Essex, in the State of New Jersey desires to qualify itself to receive from funds available to the Commission such financial aid and assistance as it may be entitled to, or eligible for,

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, in the County of Essex, in the State of New Jersey, that application is hereby made to the State Director of the Commission for continuous month-to-month assistance to aid in the financing of their relief program; such assistance to be a reimbursement, in whole or in part, of expenditures in payment of relief commitments made during the calendar year 1938. The municipality agrees that the amount of the reimbursement shall be the total of such monthly expenditures (excluding those for administration) less such amount or amounts as the Commission shall de-

termine to be the municipality's share or responsibility.

AND FURTHER, to qualify for said assistance the aforesaid municipality declares that it conducts a humane, well-managed and economical relief program; that it maintains a Separate Division of Accounts with a Separate Bank Account for relief to which receipts from all proper sources including State reimbursements will be deposited, and from which payments for poor relief only (exclusive of relief administration) will be made. The municipality also declares that in financing public assistance as defined in Chapter 83, P. L., 1936, it has separately financed the cost of administration for which it is responsible under section 32 of said act; that it keeps separate records of relief commitments and expenditures and individual case and other records of a standard at least equivalent to the type approved by the Commission and that it will render such reports as may be required. The municipality further agrees to be bound by the policies, rules and regulations of the Commission.

AND BE IT FURTHER RESOLVED, That two copies of this resolution be sent to the State Director of the State Financial Assistance Commission for approval and presentation to the Commission.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, Rutgers University, Extension Division, is conducting a class in Scientific Crime Detection for police officers in the State of New Jersey from January 17th to January 29th, inclusive, 1938; and

WHEREAS: The attendance at said class of police officers to represent the Police Division of the Department of Public Safety of The City of Newark would enure to the benefit of the City of Newark; and,

WHEREAS: As a result of the training received at said class, said officers would receive instruction and knowledge which would be useful and instructive, and would be in the position upon their graduation from said class to impart the knowledge and experience gained by them to all the members of the Police Division of the Department of Public Safety; and

WHEREAS: It was the opinion of the Director of the Department of Public Safety, the Police Division of the City of Newark, should be represented, and therefore John A. Brady, Inspector of Police, and P. Joseph Quinn, Captain of Police, were instructed to attend said class;

NOW, THEREFORE, BE IT RESOLVED: That the action of the Director of the Department of Public Safety in sending Inspector John A. Brady and Captain P. Joseph Quinn to said class, be and the same is hereby concurred in; and that the expenses incurred by Inspector Brady and Captain Quinn while in attendance at said class for meals and lodging be paid in an amount not to exceed \$46.50 each, the same being approved by the Director of the Department of Public Safety.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, has caused to be filed with the United States Works Progress Administration a Work Project to develop a system of open drainage ditches along sides of designated streets and railroad right-of-way on city property, all situated at Port Newark, requesting Federal Funds in the amount of \$264,698; with a contribution by the City of Newark amounting to 7.4% of the total cost of the project; and,

WHEREAS, the Works Progress Administration has requested an additional contribution from the City amounting to \$3,600; for mechanical equipment, such as cranes, drag lines and scrapers which will make the Sponsors Contribution approximately 8.5% of the total cost of the project, and the approval of said project is contingent upon the expenditure of this additional \$3,600.00 by the City of Newark;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property is hereby authorized to expend the sum of \$3,600.00 for the purpose aforesaid.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark and Coastal Oil Co., Inc., entered into a lease on December 1, 1937, concerning approximately 7.04 acres of land, located at the Port of Newark; and

WHEREAS, because of unexpected physical conditions found present in the soil of the said demised area by the Engineers of the said Tenant, which will greatly increase the problems and costs of construction work contemplated by the said Tenant; and

WHEREAS, the said Tenant has requested that in substitution of the said tract of land demised and leased to it as aforesaid, the City demise and lease to it another tract of land, approximately 7.04 acres in size, and slightly to the north and west of the previously demised and leased area; and

WHEREAS, it is considered that the said request of the Tenant is fair and reasonable;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the request of the Coastal Oil Co., Inc., be granted, and the Director of the Department of Parks and Public Property and the City Clerk are hereby authorized and directed to execute, on behalf of the City, an agreement with reference to the new tract of land to be demised and leased to the said Coastal Oil Co., Inc., a copy of which is attached hereto and made a part hereof.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, by the Board of Commissioners of The City of Newark, that a certain lease between the Globe Management Company, agent for Martin Witzburg, Harry Steinhardt and Alfred Schwartz, trustees for shareholders of the Standard Building & Loan Association, and The City of Newark for the leasing of premises consisting of the second floor of the building known as No. 471 Clinton Avenue, and also the double store on the Hunterdon Street side of the aforesaid building, which store is known as Nos. 641-643 Hunterdon Street, Newark, New Jersey, for an annual rental of Two Thousand, Three Hundred and Forty Dollars (\$2,340) for a term of one (1) year from March 1st, 1938, to February 28th, 1939, upon the terms and conditions in said lease set forth, a copy of which is attached hereto and made a part hereof, be and the same is approved, and the Director of the Department of Public Works and the City Clerk are hereby directed to execute said lease on behalf of The City of Newark.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, The City of Newark, in conjunction with the Works Progress Administration, is conducting a project known as W. P. No. 336-7, Sections 1 and 2, known as the Sewing Room Project, and State Plan No. 3-7-5176; and

WHEREAS, under the terms of the project agreement The City of Newark is required to pay for the materials purchased and used in said project at the rate of \$10.00 per month per person engaged in said project; and

WHEREAS, the Works Progress Administration has presented a claim in accordance with the aforesaid agreement for materials for the month of January, 1938, in the amount of \$3,440.00;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$3,440.00 be and the same is hereby appropriated to the Treasurer of the United States, in payment of the aforesaid claim, and the Director of the Department of Revenue and Finance is hereby authorized to make such payment of \$3,440.00 to the said Treasurer of the United States.

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the

following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Mesh wire, for use in Police Headquarters (WPA Project).

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for Bituminous Enamel and Primer and Lumber, for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Byrne offered the following resolution:

WHEREAS, the Director of the Department of Parks and Public Property did, on January 17, 1938, receive bids for furnishing and delivering one (1) Dodge truck; and

WHEREAS, Herbert L. Raab did submit a bid of One thousand and ninety-six dollars (\$1,096.00) for furnishing aforesaid Dodge truck, less allowance of One hundred and Twenty-six Dollars (\$126.00) on 1931 Dodge truck, now in use in the Department of Parks and Public Property, which bid was the lowest responsible one received; and

WHEREAS, the said Director of the Department of Parks and Public Property did reject all of said bids received, as set forth in Resolution No. 1738, adopted by the Board of Commissioners on January 19, 1938; and

WHEREAS, the said Director has reconsidered his said action in rejecting the bid of Herbert L. Raab, as aforesaid; and

WHEREAS, the said Director desires to rescind his previous action, and to accept the bid of the said Herbert L. Raab, the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that Resolution No. 1738, adopted January 19, 1938, be and the same is hereby rescinded; and

BE IT FURTHER RESOLVED, that Herbert L. Raab be and is here-

by determined to be the lowest responsible bidder for furnishing said Dodge Truck, as specified in the proposal, and at the price of One Thousand and ninety-six dollars (\$1,096.00) less allowance of One hundred and twenty-six dollars (\$126.00) on used 1931 Dodge Truck; and the Director of the Department of Parks and Public Property be and he is hereby authorized to execute a contract on the part of the City for the purchase of said Dodge Truck, in accordance with the terms of the proposal, said contract to be approved as to form by the Corporation Counsel.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Corporation Stops, Pig Lead, Sand, Broom Fibre and Wire, and Hydrants and Valves; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of

the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials;

HUDSON SMELTING & REFINING COMPANY—Newark, N. J.

Approx. 50,000 Pig Lead—Price to be the New York price of Pig Lead as quoted by the American Metal Market and Daily Iron & Steel Report for the day following receipt of purchase order issued by the City of Newark, N. J. plus five and three-eighths per cent (5 $\frac{3}{8}$ %).

MUELLER COMPANY, INC.—
New York City.

Approx. 1,000 $\frac{5}{8}$ " Corporation Stops
@ \$.69 each.

A. STEIERT & SON—Philadelphia, Pa.

Approx. 12,000 lbs. Steiert's XXX Best Broom Fibre @ \$15.00 per C. lbs.

Approx 10,000 lbs. 26" Steel Wire @ \$14.10 per C. lbs.

JOSEPH NESTO—Newark, N. J.

Approx. 600 cub. yds. Sand for concrete—scow delivery to City Asphalt Plant (Bureau of Streets Standard Specifications, Section 420) @ \$.938 cu. yd.

THE A. P. SMITH MANUFACTURING COMPANY — East Orange, N. J.

One (1) or more of any or all sizes of Low Pressure Valves, low pressure hydrants and low and high pressure tapping sleeves and valves, as per unit prices shown on list on file in the office of Department of Central Purchase.

One (1) or more of any or all repair parts for above, all as shown on above mentioned price list.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Duffy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that Patrick J. Clark, who has been certified as eligible by the Civil Service Commission, be and he is hereby appointed to the position of Compressor Engineer, in the Police Division, Department of Public Safety, at a salary of \$14.00 per diem, payable semi-monthly as other salaries are paid, effective February 7th, 1938.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that it being necessary to expedite the transferring and balancing of the Tax Receiver's books preparatory to their transfer to the Comptroller's Office, permission has been secured from the Civil Service

Commission to appoint the following named persons as Temporary Clerks for a period of two weeks commencing January 24th, 1938, at the rate of compensation set opposite their respective names:

Daytime:

John Boylan, 177 12th Avenue, per annum \$1,500.00.

Patrick Leardo, 354 Clifton Avenue, per annum \$1,500.00.

James J. Mackin, 73 North 11th Street, per annum \$1,500.00.

Miss Rita A. Moore, 45 Finlay Place, per annum \$1,200.00.

Miss Anna Mocovska, 92 19th Avenue, per annum \$1,200.00.

Night Work:

Eloy J. Murphy, 41 Longfellow Avenue, per annum \$1,500.00.

Ralph Pallante, 137 High Street, per annum \$1,500.00.

Miss Julia Burke, 731 Hunterdon Street, per annum \$1,200.00.

Miss Lucy Pallitto, 150 Elm Street, per annum \$1,200.00.

Miss Dorothy Wickham, 130 Bloomfield Avenue, per annum \$1,200.00.

Philip A. McEntee, Jr., 31 Vincent Street, \$1,500.00.

George Talmadge, 408 Halsey Street, per annum \$1,500.00.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the following changes appear on the various pay-rolls of the Department of Public Works for the last half of January, 1938, as follows:

BUREAU OF BATHS

Deceased:

John J. McElroy, Fireman, died January 29, 1938.

IVY HILL POWER PLANT

Pensioned:

Rudolph M. Marks, Painter, pensioned, effective January 1, 1938.

NEWARK CITY HOSPITAL

Leave of Absence Without Pay:

Rita Cuff, X-Ray Technician, granted leave of absence, without pay for three months, effective January 1, 1938, at her request.

Mary Reape, Laundry Worker, granted leave of absence without pay, for three months, effective January 1, 1938, at her request.

Earl Tripp, Laundry Worker, granted leave of absence without pay, for three months, effective January 1, 1938, at his request.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, by resolution adopted by this Board of Commissioners on June 24th, 1936, the titles of twenty-one Sub-foremen in the Department of Public Affairs were changed to that of Foremen, without change in compensation, effective as of June 25th, 1936;

AND WHEREAS, the name of Edgar A. Henicker, Sub-Foreman in the Division of Water in said Department was erroneously omitted from said resolution;

THEREFORE BE IT RESOLVED, that the title of Edgar A. Henicker, Sub-Foreman, be and the same hereby is changed to Foreman, without change in compensation, and effective as of said June 25th, 1936.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

RESOLVED, that Adele Baranuskas, whose name has been certified by the Civil Service Commission as eligible, be and she hereby is appointed to the position of Junior Clerk-Stenographer in the Newark Labor Relations Board, at a compensation of \$720.00 per annum, effective as of February 1st, 1938.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, William J. Conrad was appointed Radio Signal Operator, First Class, on September 3, 1936, at a compensation of \$50.00 per week; and

WHEREAS, by training and experience he is qualified to perform the duties of Chief Radio Signal Operator;

THEREFORE BE IT RESOLVED, that William J. Conrad be and he hereby is promoted to the position of Chief Radio Signal Operator in the Department of Public Affairs, Newark Airport, at a compensation of \$65.00 per week, effective February 3, 1938.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, A vacancy has been created in the position of Electrician at Newark Airport, Department of Public Affairs, by the death of August Hilla;

THEREFORE BE IT RESOLVED,

that Lester M. Gamble, 13 Vanderpool Street, Newark, N. J., be and he hereby is temporarily appointed to the position of Electrician, Newark Airport, Department of Public Affairs, at a compensation of \$12.00 per day, prevailing rate, effective February 3, 1938.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Byrne offered the following resolution:

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, is causing to be filed with the United States Works Progress Administration a Work Project to excavate a trench, construct manhole and place lime mortar protective casing, for installation of pipe lines to enable steamship companies to serve tenants of the City at Port Newark, Newark, New Jersey; and

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$12,830.00 is contingent upon the expenditure of \$14,441.00 by the City of Newark; this expenditure by the City of Newark includes \$1,400.00 for supervision and \$11,021.00 for pipe and other materials to be furnished at the expense of the tenant;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property is hereby authorized

to expend the sum of \$14,441.00 for the purpose aforesaid.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communications were received and read:

BOARD OF EDUCATION
31 Green Street

Newark, N. J., February 2, 1938.

Board of Commissioners
of The City of Newark.

Members of Board:

At the meeting of the Board of School Estimate held Wednesday morning, February 2, 1938, it was decided to respectfully recommend to the Board of Commissioners of the City of Newark that the sum of three million six hundred and forty thousand dollars (\$3,640,000.00) be appropriated to the Board of Education for the current expenses of the schools for the half year beginning January 1, 1938, and ending June 30, 1938, as set forth in the attached certificate.

Yours truly,
ALFRED H. KRICK,

Secretary, Board of School Estimate.

RESOLVED, That the Board of School Estimate does hereby respectfully recommend to the Board of Commissioners of the City of Newark that the sum of three million six hundred and forty thousand dollars

(\$3,640,000) be appropriated to the Board of Education for the current expenses of the schools for the half year beginning January 1, 1938, and ending June 30, 1938, and that three thousand dollars (\$3,000) of the above amount be specifically appropriated for manual training purposes.

M. Ellenstein
Frank Cozzoline
Jos. M. Byrne, Jr.
Pearce R. Franklin
Samuel Roessler

Board of School Estimate.

Ordered filed.

BOARD OF EDUCATION
31 Green Street

Newark, N. J., February 2, 1938.

Board of Commissioners
of The City of Newark.

Members of Board:

At the meeting of the Board of School Estimate held Wednesday morning, February 2, 1938, it was decided to respectfully recommend to the Board of Commissioners of the City of Newark that the sum of four million two hundred and ninety thousand dollars (\$4,290,000) be appropriated to the Board of Education for the current expenses of the schools for the half year beginning July 1, 1938, and ending December 31, 1938, as set forth in the attached certificate.

Yours truly,
ALFRED H. KRICK,

Secretary, Board of School Estimate.

RESOLVED, that the Board of School Estimate does hereby respectfully recommend to the Board of Commissioners of the City of Newark that the sum of four million two

hundred and ninety thousand dollars (\$4,290,000) be appropriated to the Board of Education for the current expenses of the schools for the half year beginning July 1, 1938, and ending December 31, 1938, and that two thousand dollars (\$2,000) of the above amount be specifically appropriated for manual training purposes.

M. Ellenstein
Frank Cozzoline
Jos. M. Byrne, Jr.
Samuel Roessler
Pearce R. Franklin

Board of School Estimate.

Ordered filed.

BOARD OF ADJUSTMENT

Newark, N. J., February 1, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L., 1928, that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*404-406 Broad Street; Cities Service Oil Co.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 18, 1939;

432 Bloomfield Avenue; The Atlantic Refining Co.; in a 2nd business district the reconstruction of present gasoline station; such use to be limited to the period of eight years; (No objectors);

1-11 Centre Street; Robert Treat

Garage; in a 2nd business district the establishment and operation of an automobile parking station; such use to be limited to the period of one year.

Respectfully submitted,
Board of Adjustment,
R. B. RANKIN,
Secretary.

Received, copy to be sent to each Commissioner and further action postponed to February 9, 1938.

Commissioner Duffy: I move the rules be suspended in the matter of the application of the Cities Service Oil Company for renewal of a permit.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed.

Application of Cities Service Oil Co., owner; for the renewal of permit for automobile parking station; premises 404-406 Broad St., such use to be limited to the period of 1 year ending January 18, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board

of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there anyone who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein: The other two zoning matters will come up one week from today on February 9.

MONTHLY REPORTS OF INTER-DEPARTMENTAL DEPARTMENTS

The following Inter-departmental Departments reports for the month

of December, 1937, were received and ordered filed:

City Clerk.

Corporation Counsel.

Board of Adjustment.

Municipal Board of Alcoholic Beverage Control.

Department of Central Purchase.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

PEARCE R. FRANKLIN
M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., February 9, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance clarifying the offices of Acting Receiver of Taxes, Acting Comptroller, Acting Auditor of Accounts and Acting Treasurer and abolishing the office of the Receiver of Taxes, Comptroller, Auditor of Accounts and Treasurer, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move action be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Sixteen Thousand Four Hundred Thirty-Nine Dollars and Forty-Three Cents (\$16,439.43) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Surplus and Deficiency\$16,439.43

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Forty-seven Dollars (\$147.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office\$147.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Seventy-five Dollars and Thirty-three Cents (\$375.33) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 61.30
Auditor's Office	4.00
Treasurer's Office	7.00
Tax Board	250.00
Tax Receiver	20.00
Rents Foreclosed Properties....	33.03
	<hr/>
	\$375.33

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty Thousand, Seven Hundred Eighty-two Dollars and Sixty Cents (\$40,782.60) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Building Division	84.00
Electrical Division	112.69
Fire Division	8,238.78
Police Division	31,334.50
Traffic Signal System	997.63
	<hr/>
	\$ 40,782.60

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eight Hundred Forty-one Dollars and Sixty-Six Cents (\$841.66) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, for the month of January, 1938, as follows:

Bureau of Health	\$208.32
United States Social Hygiene..	633.33
	<hr/>
	\$841.66

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Nine Hundred Twelve Dollars and Twenty-eight Cents (\$4,912.28) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—	
Administration	\$4,912.28

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nineteen Thousand Eighty Dollars and Twelve Cents (\$19,080.12) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Outdoor Poor	\$ 34.00
Newark City Alms House	4,684.69
Bureau of Baths	1,525.47
Public Outing (Camp Newark)	120.00
Director's Office	95.00
Employment Bureau	65.00
Bureau of Health	9,757.19
Newark City Home	1,459.85
Hvy Hill Power Plant	1,338.92
	<hr/>
	\$ 19,080.12

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Seven Hundred Fourteen Dollars and Seventy cents (\$1,714.70) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$1,714.70

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Fourteen Thousand, One Hundred Thirty-seven Dollars and Sixty-two Cents (\$14,137.62) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Centre Market Rents	\$ 95.23
Director's Office	20.00
Green & Franklin Street Property	479.92
Maintenance of Dog Pound	625.00
Miscellaneous Advertising	73.20
Miscellaneous Revenue	66.10
Municipal Farmers' Market	80.64
Printing and Stationery.....	3,434.77
Public Buildings WPA Project No. 1435-7.....	122.79
Public Buildings WPA Project No. 1485-7	12.40
Public Buildings WPA.....Project No. 1546-7	265.76
Public Buildings	8,096.86
Sale of City Property	52.86
Weights and Measures	72.45
Shade Tree	628.64
Shade Tree WPA Project No. 771-7	11.00
	<hr/>
	\$14,137.62

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Fifty-eight Dollars and Thirty-four Cents (\$258.34) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Printing and Stationery\$258.34

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Thousand, Thirty-one Dollars and One Cent (\$16,031.01) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Parks and Public Property, as follows:

Construction Account
PWA Project No. N. J.
—1302 DS\$ 16,031.01

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ten Dollars and Fifty Cents (\$10.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Parks and Public Property, as follows:

Docks \$10.50

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Five Hundred Thirteen Dollars and Fifty-one Cents (\$4,513.51) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending February 2nd and February 5th, 1938, inclusive, as follows:

Shade Tree\$2,408.47
Bureau of Docks 769.04
Public Buildings 1,336.00
\$4,513.51

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Two Hundred Thirty-Two Dollars and Ninety-nine Cents (\$1,232.99) be and the same is hereby appropriated to the City Treasurer, same being the bills and claims of the Department of Parks and Public Property, as follows:

Reserve for Uncompleted
Contracts\$ 1,232.99

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Three Hundred Eighty Dollars and Sixty Cents (\$380.60) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport\$ 37.58
Streets 9.00
Motors 28.06
Public Lighting 5.00
Street Cleaning 7.75
Water 293.21

\$380.60

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-Five Thousand Four Hundred Seventy-Nine Dollars and Twenty-Nine Cents (\$35,479.29) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending February 2nd, 1938:

Newark Airport\$ 2,277.03
Bureau of Motors 2,677.25
Bureau of Streets 1,485.07
Bureau of Sewers 827.63
House Sewer Connections.. 334.55
Bureau of Street Cleaning 18,688.66
Bureau of Streets 187.60
Bureau of Water 9,001.50

\$ 35,479.29

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-seven Dollars and Five Cents (\$227.05) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

City Clerk\$120.24

Law Department . . .	25.00
Central Purchase	72.06
Board of Adjustment—	
Zoning	9.75
	<hr/>
	\$227.05

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Two Hundred Twenty Dollars and Sevent-Four Cents (\$3,220.74) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA\$3,220.74

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy Dollars and Fifty-Seven Cents (\$70.57) be and the same is hereby appropriated to the person named on the annexed certified list, being the bill and claim of the Department of Inter-Departmental Department, as follows:

Department of Central Purchase	\$70.57
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M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Seventy-One Dollars and Fifteen Cents (\$771.15) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Affairs, as follows:

Reserve for Uncompleted Contracts	\$771.15
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M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following named persons be and they are hereby appointed Constables of The City of Newark, for the term expiring: December 31, 1938:

Fred Treger, 154 Bergen Street.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

CONSTABLE'S BOND

Max Markowitz.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Mayor, Director of the Department of Public Affairs, has caused to be filed with the United States Works Progress Administration application covering certain project to erect two sheds with projecting canopies for storage purposes, one having a fully enclosed section for safe storage of small equipment, at the yard used by the Bureaus of Sewers and Street Cleaning, at 20 Hayes Street, in the City of Newark; and

WHEREAS, the said Director of the Department of Public Affairs has been notified by the WPA of its desire for said project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and,

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$18,662.33 is contingent upon the expenditure of \$4,882.91 by the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the

sum of \$4,882.91 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution:

Materials and Supplies	\$3,297.91
Equipment Rentals	1,025.00
Other Direct Costs	560.00
	<hr/>
	\$4,882.91

Federal Funds—80%
Sponsor's Funds—20%

AND BE IT FURTHER RESOLVED, That the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms, and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Mayor, Director of the Department of Public Affairs, has caused to be filed with the United States Works Progress Administration application covering certain project to do land scaping, grading, planting of trees and shrubs, seeding, and other related work, such as the extension of approximately 2,500 feet of penetration dump roads, laying of about 2,100 feet of 6-inch and 4-inch cast

iron water line, etc., in connection with the improvement of Hay Bridge Disposal Area along State Highway No. 25, near Newark Airport, in the City of Newark; and

WHEREAS, the said Director of the Department of Public Affairs has been notified by the WPA of its desire for said project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and,

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$60,388.00 is contingent upon the expenditure of \$15,662.50 by the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$15,662.50 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution:

Labor:	
Skilled	\$ 800.00
Professional and technical	1,600.00
Superintendence	1,200.00
Materials and Supplies....	8,562.50
Equipment Rentals	2,950.00
Other Direct Costs	550.00
	<hr/>
	\$15,662.50

Federal Funds—79.4%
Sponsor's Fund—20.6%

AND BE IT FURTHER RESOLVED That the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms, and other documents required to be

signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Mayor, Director of the Department of Public Affairs, has caused to be filed with the United States Works Progress Administration application covering certain supplemental project to make 440 street maps, for Meter Reader Binders, on tracing cloth (4½"x9½") showing street covered by binder and having street numbers at beginning and end of each block in the City of Newark; and

WHEREAS, the said Director of the Department of Public Affairs has been notified by the WPA of its desire for said supplemental project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said supplemental project amounting to \$850.00 is contingent upon the expenditure of \$277.64 by the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$277.64 for the purpose afore-

said, the division of costs being as follows:

Sponsor's Contribution:

Superintendence	\$ 80.00
Material and Supplies	59.64
Equipment Rentals	18.00
Other Direct Costs	120.00
	<hr/>
	\$277.64

Federal Funds—75%
Sponsor's Funds—25%

AND BE IT FURTHER RESOLVED That the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms, and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent for the proper presentation to the Works Progress Administration of the herein identified supplemental project.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution.

WHEREAS, Virginus D. Mattia, Receiver of Taxes of The City of Newark, did prosecute an action on certiorari against The City of Newark, and others; and

WHEREAS, the determination of the Supreme Court was in favor of

the said prosecutor, Virginus D. Mattia, and a Rule for Judgement was entered accordingly, copy of which is attached hereto and made a part hereof; and,

WHEREAS, there was due the said Virginus D. Mattia the sum of \$3,-098.15, being salary from May 18, 1937 to December 31, 1937, inclusive, and the sum of \$208.33, being salary from January 1, 1938 to January 16, 1938, inclusive, being a total of \$3,-306.48; and

WHEREAS, pursuant to the aforementioned Order of the New Jersey Supreme Court, the Director of the Department of Revenue and Finance of The City of Newark has paid to Virginus D. Mattia and Thomas Brunetto, his attorney, the sum of \$3,-306.48, in checks of The City of Newark in the following amounts: \$2,-738.45—\$359.70—\$208.33;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the action of the Director of the Department of Revenue and Finance of The City of Newark, in paying to the said Virginus D. Mattia and Thomas Brunetto, his attorney, the sum of \$3,-306.48, in checks of The City of Newark in the following amounts: \$2,-738.45—\$359.70—\$208.33—be and the same is hereby ratified and confirmed.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED. That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Automobiles, and Standard Valve Street Box Parts, for the Department of Public Affairs.

Bids to be received between the hours of 10.00 and 10.15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Not voting: Commissioner Murphy.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Paper Towels.

Bids to be received between the hours of 10.00 and 10.15 A. M. on such date as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City

of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Parts for Ahrens Fox Fire Engine, for the Department of Public Safety, therefore be it

RESOLVED: By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said parts to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Parts for Ahrens Fox Fire Engine:

THE AHRENS FOX FIRE ENGINE COMPANY—New York City:

Repair Parts for Ahrens Fox Fire Engine—as per list on file in the office of the Department of Central Purchase.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Mayor Ellenstein offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City

of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering tires and tubes; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said tires and tubes to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Board of Commissioners and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said tires and tubes:

ESSEX TIRE & RUBBER COMPANY, INC.—Newark, N. J.

One (1) or more of any or all of the various sizes of "Hood—White Arrow De Luxe" tires and tubes—prices as shown on list on file in the office of the Department of Central Purchase.

FIRESTONE AUTO SUPPLY & SERVICE STORES—Newark, N. J.

One (1) or more of any or all of the various sizes of "Firestone—High Speed Heavy Duty" Pneumatic tires and tubes—prices as shown on list on file in the office of the Department of Central Purchase.

CHARLES W. KRIEG COMPANY, INC.—Newark, N. J.

One (1) or more of any or all of the various sizes of "Lee—Super DeLuxe and Heavy Duty Special" pneumatic tires and tubes, and one (1) or more of any or all of the various sizes of "Lee Staghound" solid tires—prices as shown on list

on file in the office of the Department of Central Purchase.

R. A. McDONOUGH & COMPANY—Newark, N. J.

One (1) or more of any or all of the various sizes of "Goodyear Heavy Duty All-Weather" pneumatic tires and tubes—prices as shown on list on file in the office of the Department of Central Purchase.

SCHWARTZ & NAGLE, Inc.—Newark, N. J.

One (1) or more of any or all of the various sizes of "Overman" cushion tires—prices as shown on list on file in the office of the Department of Central Purchase.

DAVE STERN COMPANY, INC.—Newark, N. J.

One (1) or more of any or all of the various sizes of "United States Royal" pneumatic tires and tubes—prices as shown on list on file in the office of the Department of Central Purchase.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering concrete, cement and pipe, for the

Department of Public Affairs; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

JOHN P. CALLAGHAN, INC.—
Harrison, N. J.

Approx. 200 cu. yds. 1:2:4 Ready Mixed concrete with Grade D Broken Stone aggregate, using High Early Strength Portland cement (Sections 407-408-410-412-417-418-420 Bureau of Streets Standard Specifications), delivered to job as ordered and directed, @ \$5.85 cu. yd.

HARRISON SUPPLY COMPANY
—East Newark, N. J.

Approx. 2,000 bags Regular Portland cement (Section 407, Bureau of Streets Standard Specifications) @ \$.53 bag.

LOCK JOINT PIPE COMPANY—
Ampere, N. J.

Approx. 1,000 lin. ft. 15" Reinforced Concrete Pipe @ \$.60 lin. ft.

Approx. 230 lin. ft. 18" Reinforced Concrete Pipe @ \$.80 lin. ft.

Approx. 480 lin. ft. 24" Reinforced Concrete Pipe @ \$1.20 lin. ft.

Approx 360 lin. ft 36" Reinforced Concrete Pipe @ \$2.50 lin. ft.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering soap, towels and wind-breakers; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering of said materials to the City of Newark, be and the same hereby are awarded to the following named firms, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

BARR BROTHERS—Newark, N. J.

Approximately 1,000 men's wind-breakers (as per specifications) @ \$17.48 dozen.

UNFRIED-BARKHORN COMPANY
—Newark, N. J.

Approx. 800 dozen towels No. 8089
Farley Harvey Homespun Union
Part Linen @ \$1.74 dozen.

ARMOUR & COMPANY—
Newark, N. J.

Approx. 400 cases soap — Armour's
Flotilla, unwrapped $\frac{1}{2}$ oz. size pack-
ed 1,000 to case @ \$4.94 case.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Frank-
lin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the
following resolution:

RESOLVED, that the changes ap-
pearing on the various pay rolls of
the Department of Public Works for
the first half of February, 1938, as
follows:

CONVALESCENT HOSPITAL

Resignation:

Minnie V. S. Bates, Undergraduate
Nurse, resigned, effective February 5,
1938.

NEWARK CITY HOSPITAL

Temporary Appointments:

Elizabeth Dewar, Telephone Oper-
ator, salary \$3.50 per day, effective
January 20, 1938.

Edward F. Renner, Pharmacist,

salary \$6.00 per day, effective Janu-
ary 24, 1938.

Thomas Gallagher, Ambulance
Driver, salary \$2,000 per annum, ef-
fective January 23, 1938.

Catherine C. Mercurio, Resident
Nurse, salary \$960 per annum, ef-
fective February 1, 1938.

Non-Competitive Appointments:

Vivian Bernardi, Student Nurse,
salary \$120. per annum, effective Feb-
ruary 1, 1938.

Thelma M. Coursen, Student Nurse,
salary \$120 per annum, effective Feb-
ruary 1, 1938.

Sara L. Holt, Student Nurse, sal-
ary \$120 per annum, effective Feb-
ruary 1, 1938.

Mary Karoly, Student Nurse, sal-
ary \$120 per annum, effective Feb-
ruary 1, 1938.

Mary A. Masciocchi, Student
Nurse, salary \$120 per annum, ef-
fective February 1, 1938.

Rita Minotta, Student Nurse, salary
\$120 per annum, effective February
1, 1938.

Harriet Ruderman, Student Nurse,
salary \$120 per annum, effective Feb-
ruary 1, 1938.

Ruth Skidmore, Student Nurse,
salary \$120 per annum, effective
February 1, 1938.

Anna M. Tyluki, Student Nurse,
salary \$120 per annum, effective Feb-
ruary 1, 1938.

Margaret Vaughan, Student Nurse,
salary \$120 per annum, effective
February 1, 1938.

Amelia Liqueri, Undergraduate Nurse, salary \$696 per annum, effective February 2, 1938.

Margaret McFarlane, Housemaid, salary \$576 per annum, effective January 31, 1938.

Service Terminated:

Elizabeth Dewar, Telephone Operator, services terminated, effective January 30, 1938.

Edward F. Renner, Pharmacist, services terminated, effective January 25, 1938.

Thomas Gallagher, Ambulance Driver, services terminated, effective January 28, 1938.

Charles Harroun, Fireman, services terminated, effective February 4, 1938.

Resignations:

Edna Griffin, Student Nurse, resigned, effective January 31, 1938.

Catherine C. Mercurio, Student Nurse, resigned, effective February 1, 1938.

Rachel Tafaro, Student Nurse, resigned, effective January 31, 1938.

Rocco Premamore, Orderly, resigned, effective January 31, 1938.

Dorothy E. Hill, Orderly, resigned, effective January 31, 1938.

Theresa McCusker, Housemaid, resigned, effective January 31, 1938.

Eva DeLuca, Housemaid, resigned, effective January 31, 1938.

Returned from Leave of Absence:

Mary Guss, Housemaid, returned

from leave of absence, effective January 24, 1938.

Carrie Horter, Laundry Worker, returned from leave of absence, effective January 31, 1938.

Leave of Absence Without Pay:

Ella Bentley, Resident Nurse, granted leave of absence, without pay, for one month, effective February 1, 1938, at her request.

Lillian Goldman, Student Nurse, granted leave of absence, without pay, for one month, effective February 1, 1938, at her request.

Evelyn Scholhamer, Student Nurse, granted leave of absence, without pay, for one month, effective February 1, 1938, at her request.

NEWARK CITY ALMS HOUSE

Temporary Appointment:

Lillian Steckel, Resident Nurse, salary \$5.00 per day, four days February 2, 3, 9, and 10, 1938.

Patsy DeRollo, Orderly, salary \$960 per annum, effective January 27, 1938.

Martin Bruno, Orderly, salary \$960 per annum, effective February 1, 1938.

NEWARK CITY HOME

Temporary Appointment:

Anthony Coppola, Fireman, salary \$9.61 per day, four days, February 2, 4, 9, and 11, 1938.

Owen McElroy, Fireman, salary \$9.61 per day, one day, February 5, 1938.

Services Terminated:

Peter Russomano, Janitor-Barber,

services terminated, effective January 31, 1938.

Return from Leave of Absence:

Elizabeth I. Green, Clerk-Stenographer, returned from leave of absence, effective February 1, 1938.

Nicholas Coklyat, Fireman, returned from leave of absence, effective February 1, 1938.

BUREAU OF HEALTH

Temporary Appointment:

Richard Rickard, Orderly, salary \$960 per annum, effective February 1, 1938.

Angelo LaBella, Orderly, salary \$960 per annum, effective February 1, 1938.

William Trimpin, Food & Drug Inspector, salary \$1,620 per annum, effective February 1, 1938.

Alfred Amodio, Plumbing Inspector, salary \$2,160 per annum, effective February 1, 1938.

Services Terminated:

Alfred Amodio, Sanitary Inspector, services terminated, effective January 31, 1938.

Resignation:

Jennie Holmes, Orderly, resigned, effective January 31, 1938.

Salary Deduction:

James Mulvihill, Attendant, salary deducted for five and one-half (5½) days from January 17 to 22nd, inclusive, for excessive absence.

EMERGENCY RELIEF

Emergency Appointment, Central Office:

Pauline Hillman, Stenographer, salary \$960 per annum, effective February 1, 1938.

Emergency Appointment, Ironbound District:

Patrick Tortorella, Family Visitor, salary \$1,200 per annum, effective February 1, 1938.

Joseph Lomenzo, Family Visitor, salary \$1,200 per annum, effective February 1, 1938.

Mildred Nussbaum, Family Visitor, salary \$1,200 per annum, effective February 1, 1938.

Sylvia Newmark, Family Visitor, salary \$1,200 per annum, effective February 1, 1938.

Emergency Appointment, Lincoln Park District:

Sol. A. Eichler, Family Visitor, salary \$1,200 per annum, effective February 1, 1938.

Hazel Jones, Family Visitor, salary \$1,200 per annum, effective February 1, 1938.

Angelo Salerno, Family Visitor, salary \$1,200 per annum, effective February 1, 1938.

Sylvia Dichner, Typist, salary \$840 per annum, effective February 1, 1938.

Transfer:

Betty Zerweck, Family Visitor, transferred to Ironbound District, with no change in salary, effective February 1, 1938.

Estelle Dunay, Family Visitor, transferred to Norfolk District, with no change in salary, effective February 1, 1938.

Transfer, Lincoln Park District:

Irving A. Hirschfield, ledger Clerk, transferred to Norfolk District, with no change in salary, effective February 1, 1938.

Joseph A. Natale, Ledger Clerk, transferred to Norfolk District, with no change in salary, effective February 1, 1938.

S. George Slaymaker, Family Visitor, transferred to Ironbound District, with no change in salary, effective February 1, 1938.

Resignation:

Philip K. Lazaro, Family Visitor, resigned, effective December 1, 1937.

Leave of Absence Without Pay:

Rose Seaman, Family Visitor, granted leave of absence, without pay, for one-half month, effective January 16 to 31st, inclusive.

Return from Leave of Absence:

Rose Seaman, Family Visitor, returned from leave of absence, effective February 1, 1938.

**Emergency Appointment,
Norfolk District:**

Clifford DeMichele, Family Visitor, salary \$1,200 per annum, effective February 1, 1938.

**Emergency Appointment,
Branch Brook District:**

Harry J. Lavigne, Family Visitor, salary \$1,200 per annum, effective February 1, 1938.

William Hammer, Family Visitor, salary \$1,200 per annum, effective February 1, 1938.

Frank McGovern, Family Visitor, salary \$1,200 per annum, effective February 1, 1938.

Esther Mandelbaum, Stenographer, salary \$960 per annum, effective February 1, 1938.

**Emergency Appointment,
Order Writing Division:**

Sylvia Cohen, Order Writer, salary \$840 per annum, effective February 1, 1938.

Neal Mattia, Order Writer, salary \$840 per annum, effective February 1, 1938.

Frances Simons, Order Writer, salary \$840 per annum, effective February 1, 1938.

**Emergency Appointment,
Clothing Division:**

Benjamin Grad, Clerk, salary \$960 per annum, effective February 1, 1938.

Return from Leave of Absence:

Frank Margolin, Clerk, returned from leave of absence, effective February 1, 1938.

**Emergency Appointment,
Central Clearance Division:**

Mary C. Smith, Stenographer, salary \$960 per annum, effective February 1, 1938.

Josephine Serratelli, Typist, salary \$840 per annum, effective February 1, 1938.

EMPLOYMENT BUREAU

Permanent from Re-employment List:

William M. Quimby, Jr., Employment Interviewer, salary \$1,200 per annum, effective February 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the position of Chief Radio Signal Operator be and the same hereby is created in the Department of Public Affairs (Newark Airport) as of February 3d, 1938, at \$65.00 per week;

AND BE IT FURTHER RESOLVED, that William J. Conrad, Radio Signal Operator, First Class, be and he hereby is promoted to the position of Chief Radio Signal Operator, at the compensation and as of the date hereabove set forth.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the resolution adopted by this Board of Commissioners on February 2nd, 1938, appointing Lester M. Gamble and elec-

trician in the Department of Public Affairs, Newark Airport, at \$12.00 per day, be and the same hereby is rescinded.

AND BE IT FURTHER RESOLVED, that the said Lester M. Gamble be and he hereby is appointed temporarily as such electrician at \$14.00 per day, prevailing rate, effective February 4th, 1938.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was received and read:

The City of Newark, New Jersey

February 9, 1938.

The Board of Commissioners of
The City of Newark,
City Hall,
Newark, New Jersey.

Gentlemen:—

The term of John R. Hardin, as a member of the Sinking Fund Commission of The City of Newark, expires on January 1, 1938.

By virtue of the power and authority vested in me under an act of the Legislature of this State, entitled:

"An Act concerning sinking funds and sinking fund Commissioners," approved March 29, 1937, and the acts amendatory thereto and supplemental thereto,

I am, by and with the consent of your body, appointing John R. Hardin, a resident taxpayer on real estate, a member of the Sinking Fund Commission of The City of Newark, for a term of three years, to commence January 1, 1938.

Respectfully,
MEYER C. ELLENSTEIN,
Mayor.

Ordered filed.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Mayor of The City of Newark, by and with consent of this governing body, has this day appointed John R. Hardin a member of the Sinking Fund Commission of The City of Newark, for a term of three years from January 1, 1938;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the action of the said Meyer C. Ellenstein, Mayor of The City of Newark, in appointing said John R. Hardin a member of said Sinking Fund Commission of The City of Newark for a term of three years from January 1, 1938; be and the same is hereby ratified and confirmed; and our consent to said appointment is hereby given; and

BE IT FURTHER RESOLVED, That said John R. Hardin give a bond, with corporate security, in the sum of five thousand dollars (\$5,000-00), for the faithful performance of said office.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of the Atlantic Refining Company, owner; for the reconstruction of present gasoline station in a 2nd business district; premises 432 Bloomfield Avenue; such use to be limited to the period of eight years;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the

Board of Adjustment from the ruling of the Zoning Enforcement Office the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert Treat Garage (Pennsylvania Railroad Company, owner); for the establishment and operation of an automobile parking station in a 2nd business district; premises 1-11 Centre Street; such use to be limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Gerald T. Foley: I am appearing for the applicant.

Mr. Rankin: There were objectors, Judge Turton was there on behalf of the Newark Athletic Club.

Mayor Ellenstein: What was the basis of the objection of the Athletic Club?

Mr. Rankin: He felt some better use might be put to the railroad property.

Commissioner Byrne: Do you object to one week's delay on it?

Mr. Foley: No, we haven't any objection to one week's delay. I might say the basis of the objection was

from competition, with the possible exception of Judge Turton. He mentioned their own parking station up there at the Athletic Club.

Commissioner Byrne: Was the Firemen's Insurance Company an objector, too?

Mr. Foley: No objection from the Firemen's. There were two groups of objectors, the operators of parking stations in the vicinity and the owners of the properties upon which those stations are located. Mr. Sachs asked for a week's adjournment in order to bring in Judge Turton. He was heard at the following meeting. Judge Turton appeared and stated that they had their own parking station and felt they would like to protect that. He also said that the property could be put to some better use.

Commissioner Byrne: Who owns this property?

Mr. Foley: The Pennsylvania Railroad owns it. They are a large taxpayer and have done a lot for the City.

Commissioner Byrne: I move it be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

MONTHLY REPORTS OF INTER-DEPARTMENTAL DEPARTMENTS

The following Interdepartmental Department reports for the month of January, 1938, were received and ordered filed:

City Clerk.

Corporation Counsel.

Board of Adjustment.

Municipal Board of Alcoholic Beverage Control.

Department of Central Purchase.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for January, 1938

Department of Buildings for January, 1938.

Supervisor, Municipal Farmers' Market, for January, 1938.

Clerk of First District Court for January, 1938.

Clerk of Second District Court for January, 1938.

Superintendent of Alms House for January, 1938.

City Clerk (2) for January, 1938.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for January, 1938.

Thomas F. Guthrie, Clerk 1st Criminal Court, Part Traffic, for January, 1938.

Charles F J McGovern, Clerk 2nd Criminal Court, Part 1, for January, 1938.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 2, for January, 1938.

Robert J. Beckley, Clerk 3rd Criminal Court for January, 1938.

Elizabeth S. Lewis, Clerk of Family Court, for January, 1938.

City Treasurer for January, 1938.

Comptroller for January, 1938.

City of Newark, New Jersey
Department of Revenue and Finance

February 1, 1938.

To the Honorable,
The Commissioners of The
City of Newark, N. J.

Gentlemen:—

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of January, 1938:

RECEIPTS

Cash on hand Dec. 31, 1937.....	\$1,538,356.16	
Rec'd from Comptroller, January	5,439,896.60	
		\$6,978,252.76

DISBURSEMENTS

By Warrant	\$3,840,640.70	
Without Warrant	71,737.99	
Returned Checks	5,112.09	
		\$3,917,490.78
Cash on hand, January 31, 1938		\$3,060,761.98

Respectfully,

VINCENT J. MURPHY,

Director of Revenue & Finance.

By Joseph J. Kroehl.

COMPTROLLER'S REPORT

January, 1938.

Assessments:

Opening Streets	\$ 90.20
Paving Streets	4,946.39
Sewers	564.50
House Sewers	487.40
Water Department Arrears	44.00
Shade Trees	15.00

Funds:

Schools, Current Expense	677,984.04
Redemptions	11,654.85
Farmers' Market Rents	787.00
Centre Market Rents	1,159.53
Green and Franklin Street Property	280.00
Emergency Relief Special	631,338.71
Emergency Relief	189.45
Emergency Relief Administration	6.50
Outdoor Poor	580.00
City Hospital	1,376.88
Convalescent Hospital	92.00
Printing and Stationery	703.82
Gas Tax Refund	2,468.43
Passaic Valley Sewer Maintenance	29,892.10
Joint Outlet Sewer	5,028.54
City Railway Const.	16,165.50
Foreclosed Property Account Rents	131.00
200 Washington Street Corp.	833.33
Estate Henry C. Jones	35.78
Shade Trees	337.79
U. S. Government P. W. A.	24,500.00
Fire Department	234.49
Board of Adjustment	3.00
Bureau of Streets	1,639.40
Bureau of Street Cleaning	1,530.67
Bureau of House Sewers	391.69
Bureau of Docks	6,013.93
Bureau of Motors	866.74
Bureau of Lighting	5.00
Airport	9,577.40
Water Rents	206,237.55

Miscellaneous Revenue:

General Licenses	26,517.72
Dog Licenses	1,554.00
Beer Licenses	795.61
Fees	526.90
Building Department	1,682.23
Bureau of Combustibles	3,200.00
Jitneys	21,032.60

Library	1,749.12
Shade Trees	4.06
Board of Health	3,566.50
City Hospital	75.08
Almshouse	6.55
Police Department	354.62
Fire Department	440.00
Army Base Rents	8,333.33
Police Courts	5,062.05
District Courts	3,537.35
Miscellaneous Rents	1,048.67
Market Plaza Parking Station	2,200.00
City Hall Parking Station	225.00
Surplus Revenue	420.15
Cost of Sales	1,398.79
Searches	654.50
Suspense Account	112.32
Personal Arrears Fees	477.50
Personal Arrears Penalties	14.28
Personal Arrears Costs	31.45
Personal Arrears Protest Fees	2.52
Bureau of Street Cleaning	51.00
Bureau of Sewers	20.00

Temporary Loans:

Pavings—National State Bank	100,000.00
Sewers—National State Bank	25,000.00
Taxes, 1938, Receiver	4,078,991.75
Franchise Tax, 1938	791.08
Bank Stock Tax, 1937	31,553.59
Taxes, 1937, Receiver	2,179.92

Arrears:

Real Estate, 1937	390,821.15
Real Estate, 1936	123,162.84
Real Estate, 1935 and prior	79,021.74
Personal Arrears, 1937	134,206.23
Personal Arrears, 1936	18,370.54
Personal Arrears, 1935 and prior	10,822.01

Interests:

Real Estate	51,000.75
Personal Arrears	4,626.09
Temporary Loans	9.38

	\$6,773,908.80
Less returned checks \$5,112.09, Refunds \$484.58.....	5,596.67
	<hr/> \$6,768,312.13

VINCENT J. MURPHY,

Director of Revenue and Finance.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE , JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,

City Clerk.

Newark, N. J., February 16, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispose with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An amendment to an ordinance entitled: An Ordinance creating a Bureau of Smoke Abatement and the position of Smoke Inspector and assistants, prescribing the duties and salaries; creating an Advisory Board of three engineers, and also a Board of Appeals; regulating the emission of smoke and other solids, gases or fumes from any chimney, stack or other source within the corporate limits of the City of Newark, New Jersey; and prescribing penalties for

the violation of the provisions therein.

The Board of Commissioners of the City of Newark do ordain:

Article IX of the aforesaid Ordinance be amended to read as follows:

Article IX. For examination of an application for a permit and/or certificate for any such construction, installation, reconstruction, alteration, or repair, or for operation of such plant or apparatus, the City of Newark shall receive from the applicant the certain fees and charges as are herein more particularly set forth in the schedule hereto annexed and made a part hereof, and termed, "FEES FOR PERMITS AND CERTIFICATES, BUREAU OF SMOKE ABATEMENT."

Said fees and charges shall be for each unit for fuel burning apparatus.

The fees and charges aforementioned shall be paid to the Department of Parks and Public Property, Bureau of Smoke Abatement, and turned over to the Comptroller of the City of Newark.

The fees and charges aforementioned covering the issuance of permits and certificates for each installation shall be due and payable with the making of the application for such permit or certificate.

No permits shall be required for water heaters of less than eighty-five (85) gallons capacity, burning coke, gas or anthracite. Water heaters of less than eighty-five gallons capacity burning other fuels will require a permit.

A separate permit and a separate certificate are required for each unit of fuel burning equipment. In case of heating boilers, warm air furnaces, or water heater with integral gas burner, oil burner, or stoker, only one permit and one certificate are required for the combined units. In case of air jets or steam air jets, a separate permit and a separate certificate are required for each boiler or furnace.

All permits which have not been fully executed within a period of one (1) year from issuance, shall be void, and the fees received thereunder not returnable.

The issue and delivery by the Bureau of Smoke Abatement of any such permit and/or certificate shall not be held to exempt the person or corporation to whom the permit and/or certificate has been issued or delivered or who is in possession of the same, or whose application has been approved, from the prosecution on account of the production or emission of smoke hereby prohibited.

This ordinance shall take effect immediately upon final passage and published in accordance with law.

FEEES FOR PERMITS AND CERTIFICATES.

BUREAU OF SMOKE ABATEMENT.

	Permit	Certif.	Total
1. Air Conditioning (See Warm Air Furnaces).			
2. Air Jets (See Steam-Air Jets).			
3. Bake Ovens (According to grate surface or fuel consumption). See furnaces other than Boiler Furnaces.			
4. Boilers (Heating). Net rating of 5,000 to 20,000 sq. ft. inclusive of steam radiation or of 7,500 to 30,000 sq. ft. inclusive of water radiation, each	\$ 4.00	\$ 6.00	\$10.00
Net rating over 20,000 sq. ft. steam radiation or over 30,000 sq. ft. of water radiation, each	8.00	12.00	20.00
Net rating less than 750 sq. ft. of steam radiation or less than 1,125 sq. ft. of water radiation with integral gas burner, oil burner or stoker, each	2.00	3.00	5.00
Net rating 750 to 4,999 sq. ft. inclusive of steam radiation or 1,125 to 7,499 sq. ft., inclusive of steam radiation, with integral gas burner, oil burner or stoker, each.....	3.50	5.50	9.00
Net rating of 5,000 to 20,000 sq. ft. inclusive of steam radiation or of 7,500 to 30,000 sq. ft. inclusive of water radiation with integral gas burner, oil burner or stoker, each	7.50	11.50	19.00

Note: Where heating boilers include as an integral part of their manufacture a gas burner, oil burner or stoker, there shall be be charged only one fee for permit.

	Permit	Certif.	Total
5. Boilers (Power).			
Less than 50 H. P., each	2.00	3.00	5.00
50 to 200 H. P., inclusive, each	4.00	6.00	10.00
201 to 400 H. P., inclusive, each	8.00	12.00	20.00
401 to 700 H. P., inclusive, each	12.00	18.00	30.00
701 to 1,000 H. P., inclusive, each	16.00	24.00	40.00
Over 1,000 H. P., each	20.00	30.00	50.00

BOILER FURNACES.

Rebuilding or changing boiler furnaces involving any change in capacity, combustion space or furnace volume, any size, each.....	2.00	3.00	3.00
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FURNACE (WARM AIR).

Fire pot less than 30" diam., each	1.00	2.00	3.00
Fire pot 30" diam. or more, each	2.00	3.00	5.00
Fire pot less than 30" diam. with integral gas burner, oil burner or stoker, each.	2.00	3.00	5.00
Fire pot 30" diam. or more with integral gas burner, oil burner or stoker, each	3.50	5.50	9.00

FURNACES (Other than Boiler Furnaces).

Less than 10 sq. ft. grate surface or hourly fuel consumption less than 165 lbs. coal, or less than 15 gals. oil, each	2.00	3.00	5.00
10 to 40 sq. ft. grate surface or 165 to 650 lbs./hrs. coal consumption or 15 to 60 gals./hr. oil consumption, inclusive, each.....	4.00	6.00	10.00
41 to 80 sq. ft. grate surface or 661 to 1,320 lbs./hr. coal consumption, or 61 to 120 gals./hr. oil consumption, inclusive, each	8.00	12.00	20.00
81 to 140 sq. ft. grate surface or 1,321 to 2,310 lbs./hr. coal consumption or 121 to 210 gals./hr. oil consumption, inclusive, each	12.00	18.00	30.00
141 to 200 sq. ft. grate surface or 2,311 to 3,300 lbs./hr. coal consumption or 211 to 300 gals./hr. oil consumption, inclusive, each	16.00	24.00	40.00

	Permit	Certif.	Total
Over 200 sq. ft. grate surface or over 3,300 lbs./hr. coal consumption, or over 300 gals./hr. oil consumption, each	20.00	30.00	50.00

GAS BURNERS.

In heating boilers having net rating of less than 750 sq. ft. steam radiation or less than 1,125 sq. ft. water radiation or in warm air furnaces having fire pot less than 30" diam., for each boiler or furnace	1.00	2.00	3.00
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In heating boilers having net rating 750 to 4,999 sq. ft. steam radiation, or 1,125 to 7,499 sq. ft. water radiation, or in warm air furnaces having fire pot 30" diam. or more, for each boiler or furnace	2.00	3.00	5.00
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In large heating boilers in power boilers and in furnaces (other than boiler furnaces), fees same as for oil burners.

INCINERATORS.

According to grate surface. See FURNACES (other than boiler furnaces).

MECHANICAL STOKERS.

In heating boilers having net rating less than 750 sq. ft. of steam radiation, or less than 1,125 sq. ft. of water radiation, or in warm air furnaces having fire pot less than 30" diam., for each boiler or furnace.....	1.00	2.00	3.00
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In heating boilers having net rating 750 sq. ft. to 4,999 sq. ft. steam radiation, inclusive, or 1,125 to 7,499 sq. ft. water radiation, inclusive, or in warm air furnaces having fire pot 30" diam. or more, for each boiler or furnace	2.00	3.00	5.00
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In heating boilers having net rating 5,000 to 20,000 sq. ft. steam radiation, inclusive, or 7,500 to 30,000 sq. ft. water radiation, inclusive, for each boiler	3.00	5.00	8.00
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In heating boilers having net rating over 20,000 sq. ft. steam radiation or over 30,000 sq. ft. water radiation, for each boiler	4.00	6.00	10.00
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In power boilers rated less than 50 H. P., for each boiler	2.00	3.00	5.00
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	Permit	Certif.	Total
In power boilers rated 50 to 200 H. P., inclusive, for each boiler	3.00	5.00	8.00
In power boilers rated 201 to 400 H. P., inclusive, for each boiler	4.00	6.00	10.00
In power boilers rated 401 to 700 H. P., inclusive, for each boiler	6.00	9.00	15.00
In power boilers rated 701 to 1,000 H. P., inclusive, for each boiler	8.00	12.00	20.00
In power boilers rated over 1,000 H. P., for each boiler	10.00	15.00	25.00
In furnaces (other than boiler furnaces) having less than 165 lbs./hrs. coal consumption, for each furnace	2.00	3.00	5.00
In furnaces (other than boiler furnaces) having 165 to 660 lbs./hrs. coal consumption, for each furnace	3.00	5.00	8.00
In furnaces (other than boiler furnaces) having 661 to 1,320 lbs./hrs. coal consumption, for each furnace	4.00	6.00	10.00
In furnaces (other than boiler furnaces) having 1,321 to 2,310 lbs./hr. coal consumption, for each furnace	6.00	9.00	15.00
In furnaces (other than boiler furnaces) having 2,311 to 3,300 lbs./hr. coal consumption, for each furnace	8.00	12.00	20.00
In furnaces (other than boiler furnaces) having over 3,300 lbs./hr. coal consumption for each furnace	10.00	15.00	25.00
In water heaters, any size, for each heater	1.00	2.00	3.00

OIL BURNERS.

In heating boilers having net rating less than 750 sq. ft. of steam radiation or less than 1,125 sq. ft. of water radiation or in warm air furnaces having fire pot less than 30" diam., for each boiler or furnace	1.00	2.00	3.00
In heating boilers having net rating 750 to 4,999 sq. ft. steam radiation, inclusive, or 1,125 to 7,499 sq. ft. water radiation, inclusive, or in warm air furnaces having fire pot 30" diam. or more, for each boiler or furnace	2.00	3.00	5.00

	Permit	Certif.	Total
In heating boilers having net rating 5,000 to 20,000 sq. ft. steam radiation, inclusive, or 7,500 to 30,000 sq. ft. water radiation, inclusive, for each boiler	3.00	5.00	8.00
In heating boilers having net rating over 20,000 sq. ft. steam radiation, or over 30,000 sq. ft. water radiation, for each boiler.....	4.00	6.00	10.00
In power boilers rated less than 50 H. P., for each boiler	2.00	3.00	5.00
In power boilers rated 50 to 200 H. P., inclusive, for each boiler	3.00	5.00	8.00
In power boilers rated 201 to 400 H. P., inclusive, for each boiler	4.00	6.00	10.00
In power boilers rated 401 to 700 H. P., inclusive, for each boiler	6.00	9.00	15.00
In power boilers rated 701 to 1,000 H. P., inclusive, for each boiler	8.00	12.00	20.00
In power boilers rated over 1,000 H. P., for each boiler	10.00	15.00	25.00
In furnaces (other than boiler furnaces) having less than 15 gals./hr. oil consumption, for each furnace	2.00	3.00	5.00
In furnaces (other than boiler furnaces) having 15 to 60 gals./hr. oil consumption, for each furnace	3.00	5.00	8.00
In furnaces (other than boiler furnaces) having 61 to 120 gals./hr. oil consumption, for each furnace	4.00	6.00	10.00
In furnaces (other than boiler furnaces) having 121 to 210 gals./hr. oil consumption, for each furnace	6.00	9.00	15.00
In furnaces (other than boiler furnaces) having 211 to 300 gals./hr. oil consumption, for each furnace	8.00	12.00	20.00
In furnaces (other than boiler furnaces) having over 300 gals./hr. oil consumption, for each furnace	10.00	15.00	25.00
OPEN FIRES .....	.50	.50	1.00
PULVERIZED COAL BURNERS.			
In power or heating boilers rated less than 50 H. P., for each boiler	2.00	3.00	5.00

	Permit	Certif.	Total
In power or heating boilers rated 50 to 200 H. P., inclusive, for each boiler	3.00	5.00	8.00
In power or heating boilers rated 201 to 400 H. P., inclusive, for each boiler	4.00	6.00	10.00
In power boilers rated 401 to 700 H. P., inclusive, for each boiler	6.00	9.00	15.00
In power boilers rated 701 to 1,000 H. P., inclusive, for each boiler	8.00	12.00	20.00
In power boilers rated over 1,000 H. P., for each boiler	10.00	15.00	25.00
In furnaces (other than boiler furnaces) having less than 165 lbs./hr. coal consumption, for each furnace	2.00	3.00	5.00
In furnaces (other than boiler furnaces) having 165 to 660 lbs./hr. coal consumption for each furnace	3.00	5.00	8.00
In furnaces (other than boiler furnaces) having 661 to 1,320 lbs./hr. coal consumption, for each furnace	4.00	6.00	10.00
In furnaces (other than boiler furnaces) having 1,321 to 2,310 lbs./hr. coal consumption, for each furnace	6.00	9.00	15.00
In furnaces (other than boiler furnaces) having 2,311 to 3,300 lbs./hr. coal consumption, for each furnace	8.00	12.00	20.00
In furnaces (other than boiler furnaces) having over 3,300 lbs./hr. coal consumption, for each furnace	10.00	15.00	25.00
RANGES.			
For hotels and restaurants, with integral gas burner, oil burner or stoker, with oil consumption less than 1½ gal./hr. each	1.00	2.00	3.00
For hotels and restaurants, with integral gas burner, oil burner or stoker, with oil consumption 1½ gal./hr. or more, each	2.00	3.00	5.00
SMOKE OVENS.			
According to grate surface or fuel consumption. See furnaces (other than boiler furnaces).			
STEAM AIR JETS.			
In any size boiler or furnace, for each boiler or furnace	2.00	3.00	5.00

	Permit	Certif.	Total
WATER HEATERS.			
Less than 155 gals. capacity, each .....	.50	.50	1.00
155 to 999 gals. capacity, inclusive, each....	.75	1.25	2.00
1,000 to 2,000 gals. capacity, inclusive, each	1.00	2.00	3.00
Over 2,000 gals. capacity, each	2.00	3.00	5.00
Less than 85 gals. capacity with integral gas burner, oil burner or stoker, each.....	.50	.50	1.00
85 to 155 gals. capacity, inclusive, with integral gas burner, oil burner, or stoker, each	.75	1.25	2.00
156 to 999 gals. capacity, inclusive, with integral gas burner, oil burner or stoker, each	1.00	2.00	3.00
1,000 to 2,000 gals. capacity, inclusive, with integral gas burner, oil burner or stoker, each	2.00	3.00	5.00
Over 2,000 gals. capacity, inclusive, with integral gas burner, oil burner or stoker, each	3.50	5.50	9.00

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that March 2nd, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Or-

dinance clarifying the offices of Acting Receiver of Taxes, Acting Comptroller, Acting Auditor of Accounts and Acting Treasurer and abolishing the office of the Receiver of Taxes, Comptroller, Auditor of Accounts and Treasurer, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move it be laid over one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of Bonds of The City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move it be laid over two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to prohibit the sale of groceries in the City of Newark between certain hours on the first day of the week, commonly called Sunday, and providing penalties for the violation thereof, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move further consideration of this ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Three Thousand and Eight Dollars (\$3,008.00) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$3,008.00

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-one Thousand Six Hundred Thirty-nine Dollars and Forty-six cents (\$21,639.46) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance from February 1st to 14th, 1938:

Director's Office	\$ 1,241.65
Comptroller's Office	3,586.58
Tax Installment Bureau....	362.49
Auditor's Office	1,970.00
City Treasurer's Office.....	979.97
Receiver of Taxes' Office..	2,789.53
Receiver of Taxes' Office	
Overtime payroll	80.00
Arrears of Personal Taxes	1,576.15
Board of Assessment and	
Revision of Taxes	7,704.02
Revaluation Bureau	404.14
Assessments for Local Improvements	944.98
	<hr/>
	\$ 21,639.46

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Million, Three Hundred Thirty-two Thousand Three Hundred Thirty-eight Dollars and Fifteen cents (\$1,332,338.15) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and
Interest\$1,332,338.15

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five
Hundred Forty-two Dollars and
Ninety-two cents (\$542.92) be and
the same is hereby appropriated to
persons named on the annexed cer-
tified list, being the bills and claims
of the Department of Revenue and
Finance, as follows:

Comptroller's Office\$484.58
Rents Foreclosed Proper-
ties 58.34

\$542.92

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the
following resolutions:

RESOLVED: That the sum of Two
Hundred Twenty-eight Thousand,
Three Hundred Eleven Dollars and
Thirty-five cents (\$228,311.35) be and
the same is hereby appropriated to
persons named on the annexed cer-
tified list, being the semi-monthly
payroll of the Department of Public

Safety from February 1st to 14th,
1938, inclusive, as follows:

Director's Office\$ 916.66
License Division 847.90
Building Division 3,262.47
Electrical Division 2,317.48
First Criminal and Fam-
ily Courts 1,187.48
Second Criminal Court 506.23
Third Criminal Court 354.16
Police Division 135,169.72
Fire Division 83,749.25

\$228,311.35

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One
Hundred Thirty-eight Dollars and
Twenty cents (\$138.20) be and the
same is hereby appropriated to the
persons named on the annexed cer-
tified lists, being the bills and claims
of the Department of Public Safety,
as follows:

License Division\$114.20
Police Courts 24.00

\$138.20

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eighty-eight Thousand Eight Hundred Eleven Dollars and Twenty-four cents (\$88,811.24) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of February, 1938, as follows:

Director's Office	\$ 1,721.65
Employment Bureau	1,469.16
Bureau of Health	24,397.42
Newark City Hospital	24,126.14
Convalescent Hospital	1,991.46
Newark City Home	3,453.32
Bureau of Baths	5,173.14
Newark City Alms House	2,688.55
Ivy Hill Power Plant	2,526.26
Outdoor Poor	2,047.50
Emergency Relief	
Administration	19,216.64
	<hr/>
	\$ 88,811.24

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Seventy-Three Dollars and Forty Cents (\$973.40) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief--	
Administration	\$973.40

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-Four Thousand Five Hundred Thirty-nine Dollars and Seventy-eight Cents (\$34,539.78) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Baths	\$ 1,284.90
Convalescent Hospital	2,504.99
Newark City Home	4,848.84
United States Social Hy-	
giene Fund	99.98
Ivy Hill Power Plant	1,692.66
Newark City Hospital	24,108.41
	<hr/>
	\$ 34,539.78

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Two Hundred Sixty-five Dollars and Sixteen cents (\$265.16) be and the same is hereby appropriated to the per-

sons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 78.34
Municipal Farmer's	
Market	8.38
Printing and Stationery....	7.50
Shade Tree	131.50
Smoke Abatement	20.39
Weights and Measures	19.05
	<hr/>
	\$ 265.16

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Four Hundred Sixty-two Dollars and Eleven cents (\$4,462.11) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending February 9th and February 12th, 1938, inclusive, as follows:

Shade Tree	\$ 2,422.27
Bureau of Docks	761.84
Public Buildings	1,278.00
	<hr/>
	\$ 4,462.11

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Five Hundred Eighty Dollars and Forty-five cents (\$1,580.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Parks and Public Property, as follows:

Bureau of Docks	\$1,580.45
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Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Thousand, Four Hundred Fifty-nine Dollars and Eighty-seven cents (\$15,459.87) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from February 1st to February 15th, 1938, inclusive, as follows:

Director's Office	\$ 798.33
Smoke Abatement	154.16
Public Buildings	9,203.29
Municipal Farmers'	
Market	339.87
Weights and Measures	1,347.91
Printing and Stationery	163.00
Shade Tree	1,492.49
Construction Account	
WPA Docket No. 1302..	873.33
Bureau of Docks	941.66
Public Buildings WPA	
Project No. 1485-7	145.83
	<hr/>
	\$ 15,459.87

Jos. M. Byrne, Jr
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

The roll being called, the resolution was declared adopted by the following votes:

Free Library	\$ 43,500.00
Newark Museum	9,100.00
	<hr/>
	\$ 52,600.00

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

Mayor Ellenstein offered the following resolutions:

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-five Thousand Two Hundred Thirty-eight Dollars and Fifteen Cents (\$45,238.15) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

RESOLVED: That the sum of Twelve Thousand One Hundred Thirty-nine Dollars and Eighty cents (\$12,139.80) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payroll of the Inter-Departmental Department from February 1st to 14th, 1938, as follows:

Law Department	\$ 5.40
The Sinking Fund Commission of The City of Newark, N. J.	42.00
Policemen's and Firemen's Pension Fund	45,000.00
City Sundries (Court Costs)	190.75
	<hr/>
	\$ 45,238.15

Law Department	\$ 3,912.45
City Clerk	3,054.07
Elections	365.00
First District Court	1,096.66
Second District Court	1,104.14
Board of Adjustment—	
Zoning	460.00
Central Purchase	2,147.48
	<hr/>
	\$12,139.80

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-two Thousand Six Hundred Dollars (\$52,600.00) be and the same is

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-four Thousand, Nine Hundred Forty-six Dollars and Twenty-one cents (\$44,946.21) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period February 1st to February 15th, 1938, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,517.49
Bureau of Lighting	420.00
Bureau of Streets	4,991.81
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	3,993.24
Bureau of Surveys	3,194.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,345.32
Airport Construction	3,253.32
Newark Labor Relations Board	238.33
City Railway	854.16
	<hr/>
	\$ 44,946.21

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six Thousand, Five Hundred Eighty-one Dollars and Thirteen

cents (\$36,581.13) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending February 9th, 1938:

Newark Airport	\$ 2,366.05
Bureau of Motors	2,683.15
Bureau of Streets	2,126.05
Bureau of Sewers	836.96
House Sewer Connections	262.85
Bureau of Street Cleaning	19,103.59
Bureau of Water	9,202.43
	<hr/>
	\$ 36,581.13

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Seven Hundred Seventy-one Dollars and Twenty-five Cents (\$5,771.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction	\$ 2,811.62
Sewer Construction	210.00
Sewer Construction	112.50
Street Construction	2,637.13
	<hr/>
	\$ 5,771.25

M. Ellenstein
M. P. Duffy

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Four Hundred Eighty-five Dollars and Eighteen Cents (\$2,485.18) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction\$2,485.18

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-Five Dollars and Ninety Cents (\$55.90) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport\$55.90

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-seven Thousand Eight Hundred Ten Dollars and Eighty cents (\$77,810.80) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Motors	\$ 14,449.03
Street Cleaning	8,019.63
Public Lighting	32,747.81
Streets	5,901.28
Water	9,694.78
Director's Office	8.80
Surveys	11.44
Sewers	149.82
House Sewer Connection..	43.73
Newark Airport	5,729.08
Airport Construction	1,055.40
	<hr/>
	\$ 77,810.80

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Dollars and Fifty-five Cents (\$5.55) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Public Affairs, as follows:

City Sundries
(Expenses to Convention.
and carfare)\$5.55

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

Constable's Bond:

David Rothenberg,
Jerome Brett.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Eastern Steel Castings Company, 357/91 Wilson avenue, in equity, claim filed April 23rd, 1935:

1931 personal tax	\$ 987.00
1932 personal tax	2,470.00
1933 personal tax	2,132.00
1934 personal tax	2,372.50
1935 personal tax	4,200.00
making a total of \$12,161.50 flat;	

WHEREAS, On August 7th, 1935, the amount of \$591.50 was paid on the 1935 personal tax, leaving the

balance due on the 1935 personal tax in the amount of \$3,608.50;

WHEREAS, The Receiver has declared a first, last and final dividend of \$9,862.62;

BE IT RESOLVED That the Tax Receiver be authorized to accept same and apply \$987.00 against the 1931 personal tax, \$2,470.00 against the 1932 personal tax, \$2,132.00 against the 1933 personal tax, \$2,372.50 against the 1934 personal tax and \$1,901.12 against the 1935 personal tax, making a total of \$9,862.62 and the balance of the 1935 personal tax amounting to \$1,707.38 be cancelled.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, The Hudson and Manhattan Railroad proposes to increase from six cents to ten cents the fare between Jersey City and Hoboken, and the Hudson Terminal, New York City; and,

WHEREAS this proposed increase would affect a large number of the residents of Newark, who are daily commuters between Newark and New York City; and,

WHEREAS we have been advised that this proposed increase is unnecessary and not justified by the facts; and

WHEREAS a hearing is now being conducted in New York City by the Interstate Commerce Commission on the question of this proposed increased fare; and,

WHEREAS we feel that this increase in fare would be an unreasonable burden upon many of the residents of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that we do hereby protest against this proposed increase in fare from six cents to ten cents, and

BE IT FURTHER RESOLVED That a copy of this resolution be forwarded to the Interstate Commerce Commission.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, There shall be provided in the annual budget of The City of Newark for the year 1938 the sum of \$5,000 for the purpose of developing and furthering safety work in The City of Newark; and

WHEREAS, the said money shall be appropriated for and to the use of the Newark Safety Council in its campaign of educating the public in the City of Newark is safety measures; and,

WHEREAS, it is deemed to the best interests of The City of Newark that this commendable work shall be

carried on by the said Newark Safety Council;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of \$5,000, be and the same is hereby appropriated from the annual appropriation as aforesaid to the Newark Safety Council for the purpose of educating the public in safety measures and the safety and welfare of the people of The City of Newark; and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to pay the said sum of \$5,000 to the Newark Safety Council for the purposes aforesaid.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, John J. McSpirtt was appointed Assistant Supervisor, Municipal Market, Department of Parks and Public Property, on May 8, 1934, at a salary of \$1,850.00 (less deductions then in effect); and

WHEREAS, Frank Miele was appointed to a similar position as Assistant Supervisor on May 16, 1934, at a salary of \$1,850.00 per year (less deductions then in effect); and

WHEREAS, on March 1, 1937, the annual salary of the said Frank Miele was increased from \$1,850.00 to \$2,150.00 per year; and

WHEREAS, the said record of appointments are contained in the letter from the Civil Service Commission, dated July 30, 1937, copy of which is attached hereto; and

WHEREAS, the aforesaid John J. McSpirtt did complain and claim that he, being senior to said Frank Miele, was entitled to priority, and, in any event, to equality in the matter of salary, and he did request that the adjustment be made in his salary, and while the matter was being considered he did address a letter to the Director of the Department of Parks and Public Property, dated September 18, 1937, and did state as follows:

"I have taken this salary adjustment matter up with your Deputy, Ernest F. Masini, on many occasions, but to do avail. Have spoken to Civil Service Commissioner John E. Joyce about this salary adjustment and he is very favorable towards it, but it is out of his jurisdiction and lies solely in the power of the Director of the Department.

My grounds for seeking this salary adjustment is due to the fact that all employees working in the Market are all receiving more salary than I receive.

I finished first in competitive examination, while Louise Anker did not finish among the first three, and Frank Miele finished last — somewhere around tenth place. Neither Anker nor Miele had any previous experience before their appointment, while I had years of experience working under former Commissioner Gillen.

The reason I did not receive increase in salary was not on account of lack of ability, experience, etc., but due to conditions I could not meet."

and,

WHEREAS, the Director of the Department of Parks and Public Property did subsequently consent to the justness of the claim of the said John J. McSpirtt, he having determined, upon inquiry, that the aforesaid Assistants were doing the same kind of work under the same employment, and that both said employees should have been compensated at the same rate of salary as a matter of good business practice, and with due consideration as to the ability and conduct of the said employees; and

WHEREAS, the said Director, having determined that payment of the difference in salary would and should be made to the said John J. McSpirtt, and although the said John J. McSpirtt died on February 8, 1938, it is the determination of the said Director that the said John J. McSpirtt, as Assistant Supervisor, was entitled to receive the higher compensation from March 1, 1937, and that there had accrued the additional sum of \$282.06, as salary from March 1, 1937, to February 8, 1939, and that this determination had been made prior to the death of the said John J. McSpirtt;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the sum of \$282.06, as additional salary accrued from March 1, 1937, to February 8, 1938, representing the difference between the salary of \$1,850.00, yearly basis, which was paid to the said John J. McSpirtt, and the amount of \$2,150.00, which he should have received from March 1, 1937, be and the same is hereby appropriated for the payment thereof; and the Director of the Department of Revenue and Finance be and he is hereby directed to make payment of said additional salary accrued.

Jos. M. Byrne, Jr
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Michael Talias, t/a Varsity Pharmacy of 700 Sanford Avenue, Newark, New Jersey, made application on September 7, 1937, to the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Plenary Retail Distribution License, and did deposit the sum of \$406.89 with the office of the City Clerk at the time of the filing of the application; and

WHEREAS, on October 7, 1937, the application for said license was denied by the said Municipal Board of Alcoholic Beverage Control of the City of Newark; and

WHEREAS, Michael Talias, t/a Varsity Pharmacy, did appeal from the decision of the Municipal Board of Alcoholic Beverage Control of the City of Newark, to the Department of Alcoholic Beverage Control of the State of New Jersey; and said State Department, after examining into all the facts and matters pertaining to the said appeal, did affirm the finding of the Municipal Board of Alcoholic Beverage Control of the City of Newark; and

WHEREAS, Michael Talias, t/a Varsity Pharmacy, is now entitled to a refund of the application fee, less ten per centum (10%) for expenses relative to the investigation of said application; and

WHEREAS, Michael Talias, t/a Varsity Pharmacy, is now entitled to a refund of the sum of \$366.20;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said sum of \$366.20 be and the same is hereby ordered paid to the said Michael Talias, t/a Varsity Pharmacy, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Michael Talias, t/a Varsity Pharmacy, the sum of \$366.20, for the reasons hereinbefore set forth.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, The City of Newark, in conjunction with the Works Progress Administration, is conducting a project known as W. P. No. 336-7, State Plan No. 3-7-5176, known as the Sewing Room Project; and

WHEREAS, under the terms of the project agreement The City of Newark is required to pay for the materials purchased and used in said project at the rate of \$10 per month per person engaged in said project; and

WHEREAS, the Works Progress Administration has presented a claim in accordance with the aforesaid agreement for materials for the

month of February, 1938, in the amount of \$4,490.00;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the sum of \$4,490.00 be and the same is hereby appropriated to the Treasurer of the United States, in payment of the aforesaid claim; and the Director of the Department of Revenue and Finance is hereby authorized to make such payment of \$4,490.00 to the said Treasurer of the United States.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Meyer C. Ellenstein, Mayor, Director of the Department of Public Affairs, has caused to be filed with the United States Works Progress Administration application covering certain project for paving runways, seeding of 43 acres of field, construction of parking areas and sidewalks, excavating and placing dry fill for expansion of field and the installation of electrical lines for floodlights and boundary lights, together with the removing of two hangars now located near the end of the new runway at the Newark Airport; and

WHEREAS, the said Director of the Department of Public Affairs has been notified by the WPA of its desire for said project upon the conditions and basis appearing on the

schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$680,805 is contingent upon the expenditure of \$105,295 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$105,295 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution

Labor:

Unskilled	\$ 4,000.00
Professional and technical	14,775.00
Superintendence	7,125.00
Materials and supplies..	61,095.00
Equipment rentals	11,800.00
Other direct costs	6,500.00
	<hr/>
	\$105,295.00

Federal Funds—86.6%
Sponsor's Funds—13.4%.

AND BE IS FURTHER RESOLVED, that the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms, and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Mayor, Director of the Department of Public Affairs, has caused to be filed with the United States Works Progress Administration application covering certain project to prepare a Cross Index by name to original statistics records in the City Clerk's Vault since the year 1872, to determine dates of birth, marriages or deaths in the City of Newark; and

WHEREAS, the said Director of the Department of Public Affairs has been notified by the WPA of its desire for said project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$26,661.36 is contingent upon the expenditure of \$5,734.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$5,734.00 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution

Superintendence	\$ 1,350.00
Material and Supplies	1,000.00
Equipment rentals	1,944.00
Other direct costs	1,440.00
	<hr/>
	\$5,734.00

Federal Funds—82.3%
Sponsor's Funds—17.7%

AND BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms, and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, by agreement dated March 22, 1929, The City of Newark leased to the Standard Oil Company of New Jersey a parcel of land containing 0.73 acres at Newark Airport for a period of ten (10) years commencing on the first day of April 1939;

AND WHEREAS, the said Company has the option of renewing the said lease for a further period of ten (10) years from the expiration of the first ten (10) year period;

AND WHEREAS, the said company has constructed or caused to be constructed on City property leased to it a hangar and other improvements at an approximate cost to it of \$68,000;

AND WHEREAS, possession and removal of the hangar building owned by the said Company and possession of the ground leased to the said Company is necessary in order to ac-

comply the Airport improvements at the Newark Airport and to make full and complete use of the new Administration Building, together with that part of the flying field in the immediate vicinity thereof;

AND WHEREAS, by agreement between representatives of the said Company and representatives of The City of Newark, the said Company has agreed to accept \$25,000 for all its right, title and interest in and to the said lease, hangar and other improvements, together with all privileges under the leasehold, including the use of the flying field in common with others;

AND WHEREAS, The said Company has paid a total of \$36,903.62 in rent and other obligations during the life of the lease;

AND WHEREAS, it is to the advantage of the City to accept this offer;

THEREFORE BE IT RESOLVED, that the sum of \$25,000 be and the same hereby is appropriated to the Standard Oil Company of New Jersey, for the purchase by The City of Newark of all its right, title and interest in and to the said lease, hangar building and appurtenances connected therewith, said sum of \$25,000 to be paid to said Standard Oil Company upon the execution by it of all necessary legal documents which are to be approved by the City Law Department as to form.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

RESOLVED, that the Director of the Department of Public Affairs be and he is hereby authorized to advertise for sealed proposals for the furnishing of all labor and materials necessary;

(1) for lining about twenty-one thousand (21,000) linear feet of 48-inch steel aqueduct from Broad Street in the Town of Bloomfield to Belleville Reservoir in the Town of Belleville, Essex County, New Jersey; and

(2) for cleaning and lining about thirteen thousand (13,000) linear feet of 36-inch cast-iron aqueduct between the Bloomfield Avenue Tower in the City of Newark and Belleville Reservoir in the Town of Belleville, Essex County, New Jersey.

Bids shall be received at the office of the said Director at such times and on such dates as he shall, in said advertisement designate.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, provision shall have been made in the annual budgeting for the Bureau of Docks, Department of Parks and Public Property, for the use of surplus income over operating expenses to a sum not exceeding \$10,000 for advertising Port of

Newark, as stated in letter from Theodore S. Miller, Jr., Trade Consultant, copy attached hereto; and

WHEREAS, arrangement have been made by the Director of the Department of Parks and Public Property with the United Advertising Agency and Scheck Advertising Agency, both of Newark, N. J., for the development and completion of plans for publicizing Port of Newark, at a proposed cost of \$9,420; as set forth in copy of letter attached hereto and made a part hereof; and

WHEREAS, it is the opinion of the Corporation Counsel that the said advertising may properly be contracted for without competitive bidding, as set forth in the opinion relative thereto, copy of which is attached hereto;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to proceed with the development and completion of the plans for publicizing Port of Newark, and to engage the services of the United Advertising Agency and the Scheck Advertising Agency, as stated in the aforesaid letter of the said Director, dated February 11, 1938, at a cost not to exceed \$9,420, and which letter is made part hereof; and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to pay the bills rendered monthly on account thereof, the total of all payments for the said services not to exceed the sum of \$9,420, and to be paid out of surplus income over operating expenses of the Bureau of Docks, conditioned that all bills be approved for payment by the said Director of the Department of Parks and Public Property.

Jos M Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering dry goods and household supplies, for the Department of Public Works.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that sealed proposals received by the Department of Central Purchase, on February 1, 1938, for furnishing and delivering wooden doors for bathhouses, be and the same hereby are rejected, it being deemed necessary to revise the specifications; and

THEREFORE BE IT FURTHER

RESOLVED, that said Department of Central Purchase be and the same hereby is authorized and directed to readvertise for sealed proposals for said doors.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Byrne offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering wire mesh for enclosures in Police Headquarters; therefore be it

RESOLVED, by the Board of Commissioners of The City of Newark that the contract for furnishing and delivering said wire mesh to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said wire mesh;

SAMUEL ACKERMAN & SONS,
INC.—Newark, N. J.

Furnish necessary diamond wire mesh for enclosure to be built in the Police Headquarters Building, to be 12" x 2" No. 9 U. S. Standard Diamond Mesh—all angle iron, bolts and screws to be included which are needed to complete the job, ail for the sum of \$1,070.00

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering lumber and bituminous enamel and primer, for the Department of Public Affairs; therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for fur-

nishing and delivering said materials:

DOSCH-KING COMPANY, INC.—
Whippany, N. J.

Approx. 25 tons Bitumastic enamel
— "Wailes Dove-Hermiston 70-B"
or an approved equal @ \$54.00 ton.

Approx. 150 gals. Primer for the
above enamel @ .94 gal.

BAILEY & ALLING LUMBER
COMPANY—Newark, N. J.

Lumber for wagon repairs—as per
unit prices shown on list on file in
the office of the Department of
Central Purchase.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Duffy offered the
following resolution:

WHEREAS, in accordance with the
law and by the authority of the
Board of Commissioners of the City
of Newark, New Jersey, the Depart-
menta of Central Purchase publicly
solicited, received and opened bids
for furnishing and delivering Motor-
cycles for the Department of Public
Safety; therefore be it.

RESOLVED, by the Board of
Commissioners of the City of New-
ark that the Contract for furnishing
and delivering said motorcycles to
the City of Newark, be and the

same hereby is awarded as follows,
being the lowest formal bidder in re-
sponse to public advertisement for
sealed proposals, and the Director of
the Department of Public Safety and
the City Clerk of the City of New-
ark are hereby authorized and di-
rected to execute on the part of the
City of Newark, proper contract for
furnishing and delivering said Motor-
cycles:

CARL W. BUSH COMPANY—
Newark, N. J.

One (1) or more Harley-Davidson
motorcycles Solo, 74 cu. in. 1938
model 38 UL @ \$489.00 each.

One (1) or more Harley-Davidson
motorcycles 61 cu. in. 1938 model
38 EL @ \$498.75 each.

One (1) or more Harley-Davidson
sidecars 1938 model 38 LE @
\$146.50 each.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Duffy, Frank-
lin, Mayor Ellenstein.

Commissioners Byrne and Murphy
not voting.

Mayor Ellenstein offered the fol-
lowing resolution:

WHEREAS, the Labor Relations
Board of The City of Newark has
with the consent of the Director of
the Department of Public Affairs, ap-
portioned from its allotted funds the
sum of \$3,500 for the purpose of re-
search work in relation to certain
and various projects and problems
in which the said Newark Labor Re-
lations Board is and may or shall

be engaged from time to time, in keeping with the purpose of said Newark Labor Relations Board; and

WHEREAS, the said Newark Labor Relations Board desires to engage professional and expert research service in furnishing data and research in the matters and for the purpose aforesaid; and

WHEREAS, The Research Center at the University of Newark, a non profit making organization, has the facilities and the equipment and is able to provide certain service of the nature required, and has offered to do so at the rate of \$25.00 per day for each day of the period in which its service may be required and used in rendering service of the nature required, from time to time, on any project or problem required and requested by the said Newark Labor Relations Board; and

WHEREAS, the service required is particularly available because of the institutional character of the offerer, and at a minimum of cost and without profit to the offerer, it is deemed for the best interests of the City and for the purposes of the said Newark Labor Relations Board to engage the services of the said Research Center at the University of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the City enter into an agreement with the Research Center at the University of Newark for furnishing certain professional and expert services in relation to research work for the purposes of the Newark Labor Relations Board, as hereinbefore set forth, at and on a basis of \$25.00 per day for each day such service or services shall be rendered on any project or problem, subject to requirement, request, determination and limitation

by the Newark Labor Relations Board of the City, and the termination of the agreement at any time by either party upon notice in writing, and any and all of said services required and rendered by the said Research Center at the University of Newark or other services engaged for similar purposes by the Newark Labor Relations Board, shall not exceed the amount allotted for said work as aforesaid; and

BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs be and he is hereby authorized to execute said agreement for the City, upon the approval of the Labor Relations Board and his concurrence therein, and approved as to form by the Law Department.

M. Ellenstein

M. P. Duffy

Jos. M. Byrne, Jr.

Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Duffy offered the following resolutions:

RESOLVED, that Joseph A. Gately be and he is hereby appointed to the position of Telephone Operator (temporary) in the Police Division, Department of Public Safety at an annual salary of \$2,100.00 per annum, payable semi-monthly as other salaries are paid, effective February 16th, 1938, pending Civil Service examination.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, seven vacancies exist in the rank of Junior Fire Alarm Operator in the Fire Division of the Department of Public Safety;

NOW, THEREFORE, BE IT RESOLVED, that Frank W. Newton, Edward W. Przybylowicz, Jacob Schadt, James M. Richardson, Jr., George F. Murray, James E. Caulfield, Jr., and Richard T. Patterson, who have been certified as eligible by the Civil Service Commission, be and they are hereby appointed to the position of Junior Fire Alarm Operator in the Fire Division, Department of Public Safety, at an annual salary of \$1,500.00 per annum, payable semi-monthly as other salaries are paid, effective February 16th, 1938.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Mayor Ellenstein offered the following resolution:

RESOLVED, that Martha Brodsky

325 Hawthorne avenue, Newark, New Jersey, whose name has been certified by Civil Service Commission as eligible, be and she hereby is appointed to the position of Sr. Clerk-Stenographer in the Department of Public Affairs, Division of Water-Accounts, at a compensation of \$1,380.00 per annum, effective February 15, 1938.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that Hutchins F. Inge be and he is hereby appointed as Clinic Physician in the Bureau of Health, Department of Public Works, at a salary of \$600 per annum, effective February 16, 1938. Dr. Charles V. Craster, Health Officer, recommended this appointment.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the salaries of the following named employees in the Outdoor Poor, Department of Public Works, be and the same are hereby increased to the amounts set

opposite their respective names, same to become effective dating from February 15, 1938:

Joseph Mahon, Social Investigator, salary increased from \$1,680 per annum to \$2,000 per annum, effective February 15, 1938. This increase has been approved because he has been in the service for six years without an increase in salary and for the purpose of equalizing his salary with those under the same title and doing the same type of work. This recommendation was made by Owen A. Malady, Overseer.

Matthew A. Brady, Social Investigator, salary increased from \$2,000 per annum to \$2,200 per annum, effective February 15, 1938. This increase has been approved because he is the Senior Social Investigator in point of service in the Department and because of the additional duties he has been performing. This recommendation by Owen A. Malady, Overseer.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer of the said Board, after having considered the same, recommended in writing to the Board of Commissioners

of the City of Newark that the following structure or use be allowed:

Application of Robert Treat. Garage (Pennsylvania Railroad Company, owner); for the establishment and operation of an automobile parking station in a 2nd business district; premises 1-11 Centre Street; such use to be limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Vincent J. Murphy
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Foley: This application was before you last week and laid over at Commissioner Byrne's request, so he could look into the objection made by the Newark Athletic Club. I might say at the hearing before the Board, with the possible exception of Judge Turton, all objectors were objectors who were in competition. I am prepared to answer any question you desire to ask concerning it.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

Commissioner Franklin: I second the motion.

Mayor Ellenstein: I might say this, before putting the motion that Director Byrne and myself have consulted with Judge Turton who is President of the Newark Athletic Club, and he has withdrawn his ob-

Section I say that in all fairness to
Judge Turton and the Newark Ath-
letic Club.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Duffy, Frank-
lin, Mayor Ellenstein.

Commissioners Byrne and Murphy
not voting.

The following communication was
received and read:

BOARD OF ADJUSTMENT

Newark, N. J., February 15, 1938.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-
justment held this day resolutions
were adopted recommending to your
Honorable Body, in accordance with
Section 9, Chapter 274, P. L. 1928,
(40; 55-39 Revised Statutes of 1937),
that the following applications for
variances from the terms of the Zon-
ing Ordinance be allowed:

*277 Sixteenth Avenue; Morris
Anzis; renewal of permit for retail
ice depot; such use to be limited
to the period of two years ending
February 1, 1940;

*1184-1190 Broad Street; Dalco
Filing Stations, Inc.; renewal of
permit for automobile parking sta-
tion; such use to be limited to the
period of two years ending Feb-
ruary 6, 1940;

98-100 Commerce Street; Patsy
Pomponio and Charles Dughi; in a
2nd business district the establish-
ment and operation of an automo-

bile parking station, such use to
be limited to the period of one
year; (No objectors);

12-18 Jones Street; New Jersey
Bar and Store Fixture Manufac-
turing Co.; in a 2nd business dis-
trict the establishment and opera-
tion of a woodworking shop; such
use to be limited to the period of
three years; (No objectors);

*1048-1078 Raymond Boulevard;
Triangular Realty Co.; renewal of
permit for automobile parking sta-
tion; such use to be limited to the
period of two years ending Feb-
ruary 16, 1940.

Respectfully submitted,
Board of Adjustment,

R. B. Rankin,
Secretary.

Received, copy to be sent to each
Commissioner and further action
postponed to February 23, 1938.

The City Clerk: There are three
renewals.

Commissioner Duffy: I move that
the rules be suspended in the cases
of Morris Anzis, Dalco Filing Sta-
tions, Inc. and Triangular Realty
Company.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the
following resolutions:

WHEREAS, on as appeal to the
Board of Adjustment from the rul-
ing of the Zoning Enforcement Officer
the said Board, after having consid-

ered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Morris Anzis, owner; for the renewal of permit for retail ice depot; premises 277 Sixteenth Avenue; such use to be limited to the period of two years ending February 1, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Dalco Filling

Stations, Inc. (Arthur Egner, owner); for the renewal of permit for automobile parking station; premises 1184-1190 Broad Street; such use to be limited to the period of two years ending February 6, 1940.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Triangular Realty Co., (City of Newark, owner); for the renewal of permit for automobile parking station; premises 1048-1078 Raymond Boulevard;

such use to be limited to the period ending two years from date hereof.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein: The other two matters referred by the Zoning Board will be heard one week from today, on February 23.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN.
VINCENT J. MURPHY
JOS. M. BYRNE, Jr.
MICHAEL P. DUFFY.
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., February 23, 1938

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy.

Absent: Mayor Ellenstein.

Commissioner Murphy, presiding.

Acting Mayor Murphy: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance to require Constables to give notice to municipalities of all sales and other proceedings affecting personal property therein and providing for the distress thereof for arrears of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move that the ordinance be laid over until March 23rd.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioner Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance to require moving vans and other persons in the trucking business to secure permits for the moving of personal property in the City of Newark and providing for the issuance of such permits upon payment of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move that the ordinance be laid over until March 23rd.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance to regulate and control the materials used in the manufacture of meat products and the inspection of same, and stated that today was the time fixed for hearing on same.

Commissioner Franklin: I move that the ordinance be laid over until March 23rd.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance clarifying the offices of Acting Receiver of Taxes, Acting Comptroller, Acting Auditor of Accounts and Acting Treasurer and abolishing

the office of the Receiver of Taxes, Comptroller, Auditor of Accounts and Treasurer, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Acting Mayor Murphy: Is there any person who desires to be heard on this ordinance?

Mr. Ferdinand Masucci: Gentlemen, may I be heard on this matter? I am going to ask again this matter be adjourned for one week until Mayor Ellenstein is here.

I have another reason for asking the adjournment. There was some remark made in the council, in your other meeting that a certain promise had been made by Commissioner Murphy. I am told again, and it is repeated again, that the minutes will show that promise was made. And I have every confidence if you made a promise it will be kept. However, I don't know it is so or not.

Acting Mayor Murphy: It is wrong.

Mr. Masucci: I appreciate it is wrong, it is wrong if you first want to do this wrong. But I would like to have an opportunity to look at the minutes to see if it is correct.

For those two reasons I think the matter should be deferred for one week. I think we should have the consideration of the Mayor, as head of this Board, passing upon this ordinance.

Acting Mayor Murphy: I am still ready to move for final passage. I do not think the business of the City should be held up in the absence of any member of the Commission, whether it be the Mayor or any other member. There is no reason why we should definitely try to put a man,

who is doing city business at the present time in Trenton, on the spot by delaying it. I think the members of this Commission are big enough and have had plenty of opportunity to make up their minds, and are ready to act.

Acting Mayor Murphy: Any further objectors?

(No response).

No one else appearing, Commissioner Duffy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance clarifying the offices of Acting Receiver of Taxes, Acting Comptroller, Acting Auditor of Accounts and Acting Treasurer and abolishing the office of the Receiver of Taxes, Comptroller, Auditor of Accounts and Treasurer.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioner Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy moved that the title of "An Ordinance clarifying the offices of Acting Receiver of Taxes, Acting Comptroller, Acting Auditor of Accounts and Acting Treasurer and abolishing the office of the Receiver of Taxes, Comptroller, Auditor of Accounts and Treasurer," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance clarifying the offices of Acting Receiver of Taxes, Acting Comptroller, Acting Auditor of Accounts and Acting Treasurer and abolishing the office of the Receiver of Taxes, Comptroller, Auditor of Accounts and Treasurer.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance to prohibit the sale of groceries in the City of Newark between certain hours on the first day of the week, commonly called Sunday, and providing penalties for the violation thereof, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Acting Mayor Murphy: Is there any person who desires to be heard in opposition to this ordinance?

Mr. John J. Meehan, Jersey City, representing the Combination Liquor Merchants, New Jersey Retail Delicatessen Merchants, and New Jersey Associated Delicatessen Merchants, opposed passage of the ordinance.

Mr. Samuel Poleshuck, 1180 Raymond Boulevard; Mr. Philip Konove, 105 Roseville Avenue; Mr. Benjamin B. Heyman, 982½ South Orange Avenue; Mr. M. Margolis, 360 South Orange Avenue; Mr. Arthur Hoffman, 748 Broadway; Mr. James J. Farley, 31 Clinton Street, representing the Ironbound Consumers' League and the Sixteenth Ward Consumers' League, appeared and opposed passage of the ordinance.

Mr. Bernard Devin, representing the Grover's Federation of Newark; Mr. Harry Leif, 106 Orchard Street, representing the State Retail Grocers; Mrs. Ethel Baron, 119 Aldine Street; Mr. Louis Piltz, 10 Harding Terrace, appeared and urged passage of the ordinance.

Commissioner Byrne: I have an open mind on this question, but it seems to me on one side one group want the stores closed and object to the others being open, and the other group object to being told what they can sell. Personally, I think it is a silly piece of business, this ordinance. I do not think it is constitutional nor do I think it will stand up. I am not prepared to vote on this today due to the fact I want to be fair to both sides. It is a question of right or wrong with me, that is why I am not prepared to vote today because I am not familiar enough with it. I will not vote today against it or for it, and I ask that this be laid over one week.

Acting Mayor Murphy: A request has been placed before the Commission for a one week delay by Commissioner Byrne.

Commissioner Byrne: I move the ordinance be laid over for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Two Thousand Eight Hundred Thirty-Four Dollars and Sixty-Five Cents (\$2,834.65) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$2,834.65

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Five Thousand, Eight Hundred and Eighty Dollars (\$5,880.00) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Reserve for Uncompleted
Contracts—Fire Division \$5,880.00

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy.
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Dollars (\$20.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Construction and Alteration
of Buildings, Building Division \$20.00

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Four Thousand Eighty-Eight Dollars and Sixteen Cents (\$4,088.16) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital\$4,088.16

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy.

RESOLVED: That the sum of Three Hundred Thirty-Eight Thousand Nine Hundred Forty-Four Dollars and Fifty-four Cents (\$338,944.54) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Direct \$338,944.54

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy.

RESOLVED: That the sum of Eight hundred eighty-two dollars and Ninety cents (\$882.90) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$882.90

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of

Four Thousand, Five Hundred Thirty-Nine Dollars and Seventy-one Cents (\$4,539.71) be and the same is hereby appropriated to the City Treasurer, same being the weekly pay-rolls of the Department of Parks and Public Property for weeks ending February 16th and February 19th, 1938, inclusive, as follows:

Shade Tree	\$ 2,398.67
Bureau of Docks	769.04
Public Buildings	1,372.00
	<hr/>
	\$ 4,539.71

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Three Hundred Ninety-Three Thousand, Nine Hundred Fifty-two Dollars and Thirty-two Cents (\$393,952.32) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$393,952.32
M. Ellenstein	
Pearce R. Franklin	
Jos. M. Byrne, Jr.	
M. P. Duffy	
Vincent J. Murphy	

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of One Thousand, Eighty-six Dollars and Forty-five cents (\$1,086.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$1,086.45
M. Ellenstein	
Vincent J. Murphy	
Jos. M. Byrne, Jr.	
M. P. Duffy	
Vincent J. Murphy	

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Six Thousand Five Hundred Eighty-Seven Dollars and Fifty cents (\$6,587.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer,
Supplemental Semi-Monthly Payroll,
Period June 1, 1937, to February 15, 1938, both inclusive:

Bureau of Street Cleaning \$	3,187.50
Bureau of Water	3,400.00
	<hr/>
	\$ 6,587.50

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Thirty-six Thousand, Four Hundred Seventeen Dollars and Forty cents (\$36,417.40) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
Period ending February 16, 1938:

Newark Airport	\$ 2,516.25
Bureau of Motors	2,632.69
Bureau of Streets	2,079.00
Bureau of Sewers	832.30
House Sewer Connections	239.40
Bureau of Street Cleaning	19,048.60
Bureau of Water	9,069.16
	<hr/>
	\$ 36,417.40

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Twenty-three Thousand, Seven Hundred Forty-five Dollars and Seventy-seven Cents (\$23,745.77) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$ 23,745.77

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Not Voting: Commissioner Murphy.

RESOLVED: That the sum of Seven Hundred Dollars (\$700.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$700.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the following named persons be and they are hereby appointed Constables of The City of Newark, for the term expiring December 31, 1938:

Alan H. Hecht, 85 Grumman avenue.

William Weiss, 281 Wainwright street.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

Constable's Bond:

William Weiss.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

Auctioneers:

Morris Kirch, 176 Elizabeth avenue.

Joseph Davis, 861 Broad street.

Isidor M. Goldberg, 368 Broad street.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The following communication was received and read:

CHARLES CLARK & CO.
120 Broadway, New York

February 8, 1938.

Board of Commissioners of the
City of Newark, New Jersey.

Gentlemen:

The undersigned is the owner and holder of the \$25,000 Dock Bonds of the City of Newark, New Jersey, dated February 1, 1914, payable February 1, 1959, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on the 1st day of February and August in each year, and consisting of twenty-five bonds of the denomination of \$1,000 each, numbered from 376 to 400, inclusive, reciting that they are issued pursuant to a resolution adopted by the Common Council of the City of Newark on January 1, 1914, and approved by the Mayor on January 1, 1914. The bonds were originally issued in coupon form but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of each of such bonds.

We hereby request that these bonds be reconverted at the expense of the undersigned into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and register-

ed to bearer prior to the issuance of new coupon bonds.

Very truly yours,
CHARLES CLARK & CO.

Ordered filed.

Commissioner Murphy offered the following resolution:

WHEREAS, prior to the issuance of each of the outstanding bonds of The City of Newark hereinafter described, a resolution was duly adopted by the governing body of said City, providing that said bond should be issued in coupon form but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holder of said bond has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding Dock Bonds of The City of Newark dated February 1, 1914, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on February 1st and August 1st, payable February 1, 1959, and consisting of twenty-five bonds of the denomination of \$1,000 each, numbered from 376 to 400, inclusive, issued on or about their date pursuant to a resolution adopted by the Common

Council of said City on January 1, 1914, and approved by the Mayor on January 1, 1914.

FURTHER RESOLVED, That the Mayor and City Clerk be and they hereby are authorized and directed to execute each of the bonds to be issued pursuant to this resolution and that the City Comptroller be and he hereby is authorized and directed to countersign said bonds and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City now in use to each of said bonds. The coupons annexed to such reissued bonds shall bear the fac-simile signature of the Comptroller.

FURTHER RESOLVED, That in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 23rd day of February, 1938, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the resolution recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, That no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED, by the Board of Commissioners of The City of Newark, that Resolution No. 734, adopted September 1, 1937, be and the same is hereby rescinded.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, the Board of Commissioners of The City of Newark, by resolution on November 25, 1936, authorized Meyer C. Ellenstein, Director of the Department of Public Affairs, to file an application on behalf of the City to the United States of America, for a grant to aid in financing the dredging of the channel at the Port of Newark to a depth of 31 feet, below the plane of M. L. W., for a distance of 7,400 feet, and a width of 685 feet; and

WHEREAS, the Federal Emergency Administration of Public Works did on February 10, 1938, advise Director Joseph M. Byrne, Jr., of the Department of Parks and Public Property, that a grant of \$44,100.00 had been allocated to do this work; and

WHEREAS, The City of Newark

did by resolution of the Board of Commissioners on November 25, 1936, agree to finance that portion of the cost of the project, not financed by the grant, in the amount of \$53,900.00; and

WHEREAS, the funds for the grant will not be forthcoming unless the City will by resolution, or otherwise, appropriate the amount to be contributed by the Sponsor;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, be authorized, in behalf of The City of Newark, to appropriate \$55,000.00 to finance that portion of the cost of the project, WPA Docket N. J. 1302, not financed by the grant—the difference in the amount of \$53,900.00 and \$55,000.00 to take care of contingencies, i. e., increased cost for dredging since the original application was filed in November, 1936; and

BE IT FURTHER RESOLVED, that the aforesaid project be and the same is hereby approved, and the offer of the United States of America to The City of Newark to aid by way of a grant in financing the dredging of The City of Newark Channel at Port Newark, a copy of which offer reads as follows:

P. O. 79422-1.

FEDERAL EMERGENCY
ADMINISTRATION OF PUBLIC
WORKS.

Washington, D. C.

Dated: February 10, 1938.

Docket No. N. J. 1302-DS.

City of Newark,
Essex County, New Jersey.

1. Subject to the Terms and Con-

ditions (WPA Form No. 230) which are made a part hereof, the United States of America hereby offers to aid in financing the dredging of the City of Newark channel (herein called the "Project") by making a grant to City of Newark (herein called the "Applicant") in the amount of 45 per cent of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works, but not to exceed, in any event, the sum of \$44,100.

2. By the acceptance of this Offer the Applicant covenants to complete such Project with all practicable dispatch, and in any event by August 8, 1938.

3. Upon the acceptance of this Offer by the City of Newark, in the County of Essex, the contract created by the acceptance of the Offer made by the United States of America to the City of Newark, in the County of Essex, dated September 28, 1937, shall be cancelled. The cancellation of such contract shall not impair or vitiate any act performed or proceedings taken thereunder prior to such cancellation. Such acts or proceedings may be continued under the contract created by the Acceptance of this Offer.

UNITED STATES OF AMERICA.

Federal Emergency Administrator
of Public Works.

By H. A. Gray,
Assistant Administrator."

be and the same is hereby in all respects accepted; and the Director of the Department of Public Affairs and the Director of the Department of Parks and Public Property be and they are hereby authorized and directed to execute on behalf of The City of Newark and deliver all nec-

essary agreements, instruments and documents, to carry into effect the grant aforesaid and the full and complete construction of the project provided for in the aforesaid application and grant.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, Meyer C. Ellenstein, Mayor, Director of the Department of Public Affairs, has caused to be filed with the United States Works Progress Administration application covering certain project to construct Rein. Concrete Monolithic Sewer 7' 6" wide and 4' 0" deep, together with pipe sewers of various sizes as follows: Backus Street, Avenue "I", Delancy Street; Wheeler Point Road; Herbert Place, Delavan Avenue, Elwood Avenue and Summer Avenue, Army Base Site and Port Newark, all located in the City of Newark; and

WHEREAS, the said Director of the Department of Public Affairs has been notified by the WPA of its desire for said project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$228,939.00 is contingent upon the expenditure of \$37,582.81 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of

the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$37,582.81 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution

Labor:

Intermediate	\$ 3,400.00
Superintendnce	1,000.00
Material and supplies	2,400.00
Equipment rentals	17-885.31
Other direct costs	12,897.50
	<hr/>
	\$ 37,582.81

Federal Funds—87%

Sponsor's Funds—13%

AND BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy offered the following resolution:

WHEREAS, Michael P. Duffy, Director of the Department of Public

Safety, has caused to be filed with the United States Works Progress Administration application covering certain project to establish a new system of card index, giving street and house number, box number, nearest fire area, and the number of nearest engine which is to respond to call, for the Fire Alarm Telegraph Division, in the Fire Division, Department of Public Safety; and

WHEREAS, the said Director of the Department of Public Safety, has been notified of the approval of said project upon the conditions and basis of the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of said United States Works Progress Administration for said project amounting to \$3,136.54 is contingent upon the expenditure of \$583.00 by the City of Newark for the purpose aforesaid;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Safety is hereby authorized to expend the sum of \$583.00 for the purpose aforesaid.

Sponsor's Contribution

Material and Supplies	\$100.00
Equipment Rentals	183.00
Other Direct Costs	300.00
	<hr/>
	\$583.00

Federal Funds—84.6%

Sponsor's Funds 15.4%

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

WHEREAS, The City of Newark desiring to advertise the advantages of The City of Newark, and for which appropriation is made in the annual municipal budget; and

WHEREAS, there will be held in the City of Newark on March 13th, 1938, a public assemblage and parade under the auspices of the St. Patrick's Day Parade Committee of New Jersey, and a great number of persons from New Jersey and adjacent municipalities and states will come to the City of Newark on the aforesaid occasion; and

WHEREAS, the said St. Patrick's Day Parade Committee of New Jersey will publish and distribute a program book of the parade and exercises to be conducted on the said date; and

WHEREAS, it is deemed appropriate to advertise the advantages of The City of Newark in the said program book;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that an advertisement of the advantages of The City of Newark be published in the program book of the St. Patrick's Day Parade Committee of New Jersey, to be published and distributed in connection with the public parade and exercises to be held on March 13th, 1938, in the City of Newark; and

BE IT FURTHER—RESOLVED, that the sum of Five Hundred Dol-

lars (\$500.00) be and the same is hereby appropriated for payment of the cost of said advertisement, to be paid out of the annual appropriation for advertising the advantages of The City of Newark; and the Director of the Department of Parks and Public Property be and he is hereby authorized to furnish copy and to supervise the insertion of said advertisement; and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make payment of the said sum of Five Hundred Dollars (\$500.00) for the purpose aforesaid, upon approval of the payment by the Director of the Department of Parks and Public Property.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering paving brick traffic markers, for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for the furnishing and delivering of groceries and dairy products for the period of four (4) months; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said groceries and dairy products be and the same hereby are awarded to the following named firms, in the approximate amounts set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for the furnishing and delivering of said groceries and dairy products:

M. Augenblick & Bro., approximately \$619.26.

J. Gialanella, approximately \$5,671.42.

S. Gumpert & Co., Inc., approximately \$596.80.

L. F. Hersh & Bro., approximately \$2,268.74.

Herman Kussy Co., approximately \$13,429.51.

Tuscan Dany Farms, approximately \$13,197.12.

Wilson & Rogers Co., approximately \$204.47

DeBow & Co., approximately \$344.40.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Murphy not voting.

RESOLVED, that Curtis W. Skinner, 156 Chadwick Avenue, Newark, N. J., whose name has been certified by the Civil Service Commission as eligible, be and he hereby is appointed to the position of Timekeeper in the Department of Public Affairs, Division of Water, at a compensation of \$1,800.00 per annum, effective March 1, 1938.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED, that the changes appearing on the various pay rolls of the Department of Public Works for the last half of February, 1938, be and the same are hereby approved, as follows:

NEWARK CITY HOME

Temporary Appointment:

Anthony Coppola, Fireman, salary \$9.61 per day, four days, February 16, 18, 23 and 25, 1938.

Clara Tighe, Cook, salary \$5 per day, four days, February 2, 9, 16 and 23, 1938.

CONVALESCENT HOSPITAL

Non-Competitive Appointment:

Mabel I. Liebmann, Undergraduate Nurse, salary \$600 per annum, effective February 14, 1938.

Resignation:

Elizabeth Fitzpatrick, Porter, resigned, effective February 15, 1938.

Leave of Absence Without Pay:

Bernard Drury, Kitchen Helper, granted leave of absence, without pay, for two (2) days, effective February 15 and 16, 1938, at his request.

Augustus Gerding, Porter, granted leave of absence, without pay, for one (1) day, effective February 15, 1938, at his request.

NEWARK CITY HOSPITAL

Temporary Appointments:

Edna Griffin, Resident Nurse, salary \$960 per annum, effective February 14, 1938.

Thomas Gallagher, Ambulance Driver, salary \$2,000 per annum, effective February 1, 1938.

Harry Brooks, Orderly, salary \$720 per annum, effective February 9, 1938.

Lee McTague, Orderly, salary \$696

per annum, effective February 15, 1938.

Services Terminated:

Thomas Gallagher, Ambulance Driver, services terminated, effective February 6, 1938.

Resignations:

George Duell, Orderly, resigned, effective February 15, 1938.

John McGough, Orderly, resigned, effective February 15, 1938.

Muriel Leighton, Orderly, resigned, effective February 14, 1938.

Returned from Leave of Absence:

Ella Bentley, Resident Nurse, returned from leave of absence, effective February 15, 1938.

Florence Napoliello, Student Nurse, returned from leave of absence, effective February 15, 1938.

Sylvia Maged, Student Nurse, returned from leave of absence, effective February 1, 1938.

Leave of Absence Without Pay:

Halla Feldmuller, Resident Nurse, granted leave of absence, without pay, for eleven (11) days, effective February 7th to 17th, inclusive.

Margaret Swatska, Resident Nurse, granted leave of absence, without pay, for one-half ($\frac{1}{2}$) day, effective February 8th, at her request.

Ethel Pierce, Resident Nurse, granted leave of absence, without pay for five (5) days, effective February 9th to 13th, inclusive, at her request.

Gladys E. Croucher, Resident Nurse, granted leave of absence, without pay, for three (3) months,

effective February 23, 1938, at her request.

Narcissus Flowers, Housemaid, granted leave of absence, without pay for one (1) month, effective February 15, 1938, at her request.

Sarah Rouane, Porter, granted leave of absence, without pay, for one (1) month, effective February 15, 1938, at her request.

Emilie Bundschuh, Laundry Worker, granted leave of absence, without pay, for three (3) months, effective February 16, 1938, at her request.

Nellie Leahy, Laundry Worker, granted leave of absence, without pay for one (1) month, effective February 16, 1938, at her request.

Anton Yung, Utility Man, granted leave of absence, without pay for three (3) months, effective February 3, 1938, at his request.

BUREAU OF HEALTH

Temporary Appointments:

Mary Spiduro, Health Nurse, salary \$960 per annum, effective February 15, 1938.

Ruth Kopp, Health Nurse, salary, \$960 per annum, effective February 15, 1938.

Reuben Blum, Orderly, salary \$960 per annum, effective February 9, 1938.

Marie A. Sena, Clinic Physician, salary \$600 per annum, effective February 15, 1938.

Joseph Smith, Orderly, salary \$960 per annum, effective February 15, 1938.

Services Terminated:

Fred Peddie, Dentist, services terminated, effective February 14, 1938.

Eugene Mulvaney, Dentist, services terminated, effective February 14, 1938.

Bruno Kuta, Dentist, services terminated, effective February 14, 1938.

Transfer:

Ella Bentley, Health Nurse, transferred to the Newark City Hospital as Resident Nurse, with no change in salary, effective February 15, 1938.

Leave of Absence Without Pay:

Joseph Balsamo, Orderly, granted an extended leave of absence, without pay, for three (3) months, effective February 15, 1938, at his request.

EMERGENCY RELIEF

Emergency Appointment, Central Office:

Pearl Snyder, Stenographer, salary \$960 per annum, effective February 15, 1938.

Walter White, Messenger, salary \$960 per annum, effective February 2, 1938.

Services Terminated, Ironbound District:

Rose Tumin, Family Visitor, services terminated, effective February 14, 1938.

Emergency Appointment:

Rose Tumin, Case Supervisor, salary \$1,560 per annum, effective February 15, 1938.

**Services Terminated,
Clinton Hill District:**

Benjamin Barenbaum, Ledger Clerk, services terminated, effective February 14, 1938.

Lillian V. Bauer, Family Visitor, services terminated, effective February 14, 1938.

Mary H. Byrne, Intake Worker, services terminated, effective February 14, 1938.

Emergency Appointment:

Benjamin Barenbaum, Family Visitor, salary \$1,200 per annum, effective February 15, 1938.

**Emergency Appointments,
Clinton Hill District:**

Lillian V. Bauer, Case Supervisor, salary \$1,560 per annum, effective February 15, 1938.

Mary H. Byrne, Case Supervisor, salary \$1,560, per annum, effective February 15, 1938.

**Services Terminated,
Lincoln Park District:**

John P. Doyle, Family Visitor, services terminated, effective February 14, 1938.

Raymond Jaques, Order Clerk, services terminated, effective February 14, 1938.

Emergency Appointments:

John P. Doyle, Case Supervisor, salary \$1,560 per annum, effective February 15, 1938.

Raymond Jaques, District Clerk, salary \$1,680 per annum, effective February 15, 1938.

Transfer:

Elizabeth Cullen, Stenographer, transferred to Central Office, with no change in salary, effective February 15, 1938.

Marie Bergamo, Stenographer, transferred to Norfolk District with no change in salary, effective February 15, 1938.

Services Terminated:

Grace Eubanks, Case Supervisor, services terminated, effective February 14, 1938.

Victor DeSalvo, Ledger Clerk, services terminated, effective February 14, 1938.

Irving A. Hirschfeld, Ledger Clerk, services terminated, effective February 14, 1938.

Joseph A. Natale, Ledger Clerk, services terminated, effective February 14, 1938.

Albert Gialanella, Intake Worker, services terminated, effective February 14, 1938.

Emergency Appointments:

Grace Eubanks, Sr. District Supervisor, salary \$1,680 per annum, effective February 15, 1938.

Victor DeSalvo, Family Visitor, salary \$1,200 per annum, effective February 15, 1938.

Irving A. Hirschfeld, Family Visitor, salary \$1,200 per annum, effective February 15, 1938.

Joseph A. Natale, Family Visitor, salary, \$1,200 per annum, effective February 15, 1938.

Albert Gialanella, District Clerk,

salary \$1,680 per annum, effective February 15, 1938.

**Services Terminated,
Branch Brook District:**

Victor J. Marenghi, Ledger Clerk, services terminated, effective February 14, 1938.

Jean Alcamo, General Clerk, Sr., services terminated, effective February 14, 1938.

Dorothy Kapelsohn, Intake Worker, services terminated, effective February 14, 1938.

Emergency Appointments:

Victor J. Marenghi, Family Visitor, salary \$1,200 per annum, effective February 15, 1938.

Jean Alcamo, General Clerk, Sr., salary \$1,080 per annum, effective February 15, 1938.

Dorothy Kapelsohn, Case Supervisor, salary \$1,560 per annum, February 15, 1938.

**Emergency Appointment,
Order Writing Division:**

Charles Feniello, Ledger Clerk, salary \$960 per annum, effective January 15, 1938.

Stanley Brown, Ledger Clerk, salary \$960 per annum, effective February 15, 1938.

**Emergency Appointments,
Clothing Division:**

Charles Van Horn, Clerk, salary \$1,080 per annum, effective January 1, 1938.

Leave of Absence Without Pay:

Eva M. Prokocimer, Clerk-Typist,

granted an extended leave of absence, without pay, from February 15th to March 15th, 1938, at her request.

**Resignation, Lodging House:
Services Terminated:**

Frances Clay, Nurse, services terminated, effective February 14, 1938.

Emergency Appointment:

Esther McAfee, Nurse, salary \$1,200 per annum, effective February 15, 1938.

BUREAU OF BATHS

Temporary Appointment:

Owen McElroy, Fireman, salary \$3,000 per annum, effective February 15th to 28th, 1938, inclusive.

DIRECTOR'S OFFICE

Services Terminated:

Walter White, Messenger, services terminated, effective February 14, 1938.

NEWARK CITY ALMS HOUSE

Temporary Appointment:

Lillian Steckel, Resident Nurse, salary \$5 per day, six (6) days February 19, 20, 21, 23, 26 and 27, 1938.

Josephine M. Cremen, Cook, \$960 per annum, one day only, effective January 30, 1938.

EMPLOYMENT BUREAU

Suspension:

Frank J. R. Hess, Employment Examiner, suspended, effective February 17, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, Assembly Bills 50 and 51, now pending before the New Jersey House of Assembly, would repeal the present method of taxing fire, casualty and mortgage insurance companies, and would substitute therefor a method of taxation that is arbitrary and unscientific; and

WHEREAS, the new method of taxation proposed by these bills will result in a substantial loss of tax revenue to The City of Newark and in an increase in the property tax rate; and

WHEREAS, the proposed method of taxation is unfair, untried, and without precedent in tax procedures in New Jersey; and

WHEREAS, the officials of The City of Newark are now negotiating with representatives of the insurance companies with respect to the 1938 assessments, and revision of the policy of assessment, which conferences have been conducted at the request of the insurance companies involved; and

WHEREAS, assurances have been given to representatives of The City of Newark that pending these negotiations and conferences, Assembly Bills 50 and 51 would not be moved; and

WHEREAS, the Senate has passed a joint resolution calling for the

creation of a legislative committee to make a study of tax methods, policies and problems, through out the State of New Jersey; and

WHEREAS, the subject matter of Assembly Bills 50 and 51 is within the contemplation of this joint resolution; and

WHEREAS, there is no occasion for haste or ill-considered action, since no emergency exists; and

WHEREAS, the statutes which Assembly Bills 50 and 51 would replace with another type of tax has been on the statute books of the State of New Jersey for over seventy (70) years; and

WHEREAS, the enactment of these bills will at the present moment work an unnecessary and extreme hardship upon the small property owners of The City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that;

1. The Board of Commissioners of The City of Newark is opposed to Assembly Bills 50 and 51.

2. The Board of Commissioners of The City of Newark favors the submission of the question of taxation as to fire, casualty and mortgage insurance companies, along with other tax problems, to a legislative committee.

3. The Board of Commissioners of The City of Newark urges the members of the Legislature to withhold action on these bills until negotiations between the affected insurance companies and representatives of the City are completed.

4. The members of the Legislature be urged to study and take into con-

sideration the annexed reasons and arguments, which reasons and arguments are expressly made a part of this resolution.

5. Copies of this resolution be sent to the Governor, the members of the Senate, and the members of the House of Assembly.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Patsy Pomponio and Charles Dughi (Howard Saving Institution, owner); for the establishment and operation of an automobile parking station in a 2nd business district; premises 98-100 Commerce Street; on condition that the station is operated and maintained in conformity with the rules of the Board of Adjustment and that a substantial fireproof fence be erected along the westerly and southerly lines of the property; such use to be limited to the period ending one year from the date of approval hereof.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mr. Fred Harries: Mr. Mayor, unfortunately I was not present last week when this came before the Commission, and I would ask that it be adjourned one week so we can look into that thing. That was made a one-way street and it is right on the direct road from the Pennsylvania, and it may be dangerous.

Acting Mayor Murphy: Is there any objection by the Commission to a delay of one week?

Commissioner Duffy: I move the request be granted.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of New Jersey Bar and Store Fixture Manufacturing Co. (New Empire Building and Loan Association, owner); for the establishment and operation of a wood-working shop in a 2nd business district; premises 12-18 Jones Street; on condition that all varnish is stored in a manner approved by the Bureau of Combustibles; such use to be limited to the period ending three years from the date of approval hereof.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Are there any objectors?

Mr. Rankin: None at all.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Murphy not voting.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

APPROVED:

VINCENT J. MURPHY.
MICHAEL P. DUFFY.
JOS. M. BYRNE, Jr.
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

March, 1938

Newark, N. J., March 2, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Duffy: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled: "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The Board of Commissioners of the City of Newark Do Ordain:

1. That an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, be and the same is hereby amended by extending the First Residence District as shown on the Zoning Map so as to include the area described as follows:

Beginning at a point in the northerly line of Hansbury Avenue distant 200 feet west of Bergen Street; thence westerly along the northerly line of Hansbury Avenue to a point distant 100 feet east of Maple Avenue; thence northerly along a line 100 feet east of and parallel to Maple Avenue to a point 100 feet north of Hansbury Avenue; thence easterly along a line 100 feet north of and parallel to Hansbury Avenue to a point distant 200 feet west of Bergen Street; thence southerly 100 feet to the point of Beginning,

and that the Zoning Map which accompanies and is a part of the ordinance to which this ordinance is an amendment, be and the same is hereby changed so as to include within the First Residence District the area above described.

2. That the said ordinance be and the same is hereby further amended by extending the Second Residence District as shown on the Zoning Map so as to include the area described as follows:

Beginning at a point in the northerly line of Hansbury Avenue distant 100 feet west of Maple Avenue; thence westerly along Hansbury Avenue to Clinton Place; thence northerly along Clinton Place 100 feet; thence easterly along a line 100 feet north of and parallel to Hansbury Avenue to a point 100 feet west of Maple Avenue; thence southerly 100 feet to the point of Beginning;

and that the Zoning Map which accompanies and is a part of the ordinance to which this ordinance is an amendment be and the same is hereby changed so as to include within the Second Residence District the area above described.

3. That the said ordinance be and the same is hereby further amended by extending the Third Residence District as shown on the Zoning Map so as to include the areas described as follows:

Beginning at the southwesterly corner of Elizabeth and Wilbur Avenues; thence westerly along the southerly line of Wilbur Avenue to a point distant 100 feet west of Elizabeth Avenue; thence southerly at right angles to Wilbur Avenue to Chancellor Avenue; thence easterly and northerly along Chancellor and Elizabeth Avenues to the point of Beginning.

Beginning at the southwesterly corner of Elizabeth and Chancellor Avenues; thence westerly along Chancellor Avenue to a point distant 100 feet west of Elizabeth Avenue; thence southerly to a point in the northerly line of Hansbury Avenue distant 100 feet west of Elizabeth Avenue; thence easterly along Hansbury Avenue to Elizabeth Avenue; thence northerly along Elizabeth Avenue to the point of Beginning;

and that the Zoning Map which accompanies and is a part of the ordinance to which this ordinance is an amendment be and the same is hereby changed so as to include within the Third Residence District the areas above described.

4. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

5. This ordinance shall take effect upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that March 16th, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of bonds of The City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move action on this ordinance be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance entitled: An Ordinance creating a Bureau of Smoke Abatement and the position of Smoke Inspector and assistants, prescribing the duties and salaries; creating an Advisory Board of three engineers, and also a Board of Appeals; regulating the emission of smoke and other solids, gases or fumes from any chimney, stack or other source within the corporate limits of the City of Newark, New Jersey; and prescribing penalties for the violation of the provision therein, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner

Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An amendment to an ordinance entitled: An Ordinance creating a Bureau of Smoke Abatement and the position of Smoke Inspector and assistants, prescribing the duties and salaries; creating an Advisory Board of three engineers, and also a Board of Appeals, regulating the emission of smoke and other solids, gases or fumes from any chimney, stack or other source within the corporate limits of the City of Newark, New Jersey; and prescribing penalties for the violation of the provision therein.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Duffy moved that the title of "An Amendment to an ordinance entitled: An Ordinance creating a Bureau of Smoke Abatement and the position of Smoke Inspector and assistants, prescribing

the duties and salaries; creating an Advisory Board of three engineers, and also a Board of Appeals; regulating the emission of smoke and other solids, gases or fumes from any chimney, stack or other source within the corporate limits of the City of Newark, New Jersey; and prescribing penalties for the violation of the provision therein," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The Clerk then read the title of the ordinance as follows:

An Amendment to an ordinance entitled: An Ordinance creating a Bureau of Smoke Abatement and the position of Smoke Inspector and assistants, prescribing the duties and salaries; creating an Advisory Board of three engineers, and also a Board of Appeals; regulating the emission of smoke and other solids, gases or fumes from any chimney, stack or other source within the corporate limits of the City of Newark, New Jersey; and prescribing penalties for the violation of the provision therein.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The City Clerk presented An Or-

dinance to prohibit the sale of groceries in the City of Newark between certain hours on the first day of the week, commonly called Sunday, and providing penalties for the violation thereof, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Are there any persons who desire to be heard on this ordinance?

Mr. Samuel Poleshuck and James J. Farley appeared and reiterated their opposition of last week against the ordinance.

Mr. Bernard Devin appeared and urged the adoption of the ordinance.

Mayor Ellenstein: It would seem to me there are two questions. Of course, I find myself in the middle of two opposing forces, and I want to say this, that I do not intend to speak to any of the other Commissioners in their final determination of the ordinance. I mean, they are not going to lean on me as to what their judgment is in the matter. Ordinarily, when an ordinance affecting Jewish people particularly is concerned, naturally, the other Commissioners ask my views on it.

I am in the middle of two forces: I have many friends in the delicatessen business and others in the grocery business. I do not want to do any injustice to either side. But it seems to me that the first question for the Commission to decide is the question of constitutionality. The other, as to working out some arrangement by which it would not be injurious to the delicatessen stores, and at the same time permit the grocery stores to keep open, if such a thing can be worked out, I am willing to sit down with you and Mr.

Devin and a Committee of both sides and see if we can work out something, providing that the Law Department determines that the ordinance is constitutional. Of course, if the Law Department determines it is not constitutional, then I see no point in passing the ordinance. I am willing to do that, inasmuch as I do it, not willingly, but rather in a spirit of endeavor to be helpful if it can be worked out in such a way, I don't know whether it can be or not but I am willing to give time to it and see if we cannot reach some amicable arrangement on the ordinance and then come within the constitutionality of it. I do not want to see any injustice done the delicatessen store or any injustice done any grocery store. A large proportion of the grocers want to keep closed, and if it is constitutional to enforce an ordinance like that I would like to see them keep closed without injury to the delicatessen people and I am willing to sit down and devote time, I am willing to do that if it is agreeable to both sides. I don't think you ought to make it too large or too unwieldy; If you had two representatives of the delicatessen group, and because of the large number of grocers, possibly three of the grocers, and I am willing to meet with you, and then the matter referred in the meantime to the Law Department to determine the constitutionality. Do you see any objection to that?

Commissioner Murphy: I think the suggestion offered by the Mayor, in view of everything—in fact, I am satisfied that business to a certain extent must be regulated in order to give working people fair hours of work and make business competition on a fair basis. I think the proposition put by the Mayor in this particular case, and the fact that there are some members of the Commission that feel that there is a question about the constitutionality of it, at least it should be gone into by get-

ting the groups together and have them sit down and go into this whole thing. I think you people ought to be satisfied that there is an opportunity of getting somewhere by drafting up something that will meet both sides, regardless of how you feel about it. I am satisfied if you insist upon a vote today, it won't pass. I think you can see that yourself. I think you should, for the benefit of your groups, sit down and try to work something out with the Mayor acting ex-officio.

Mayor Ellenstein: Of course, I am not anxious about this conference. If it is hopeless, I do not want to waste your time. I say this, before I could vote on it intelligently I would want to convince myself that it is constitutional. After all, there are two lawyers on this Commission and we are presumed to know something about the law. That we made a mistake once is no reason why we should make a mistake again. We ought to be doubly careful.

Mr. Devin: I think, in view of the situation, your advice is sound.

Mayor Ellenstein: I will arrange it. And as I said, have two on each side and see if we cannot sit down and work something out, and then, again, determine what the constitutionality of it is in the face of the opinion. I never read the opinion of Judge Brennan. I have a high regard for his legal knowledge.

Commissioner Duffy. I move that action on this ordinance be deferred for two weeks.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of One Thousand Four Hundred Seventy-seven Dollars and Ninety-two Cents (\$1,477.92) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board	\$ 93.00
Tax Receiver	495.80
Rents Foreclosed Properties	64.55
Director's Office .....	.97
Comptroller's Office	42.47
Reserve for Over-payments — Tax Receiver's Office	644.63
1938 Taxes	136.50
	<hr/>
	\$ 1,477.92

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Million Three Hundred Thirty Thousand Dollars (\$2,330,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Public School Appropriation	\$2,330,000.00
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Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Eighty Dollars and Thirty-Five Cents (\$580.35) be and the same is hereby appropriated to the City Treasurer, as per certified list, being the Supplementary payroll of the Tax Receiver from January 16th to February 25th, inclusive, as follows:

Tax Receiver\$580.35

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirteen Thousand, Nine Hundred Twenty-nine Dollars and Thirty-Nine Cents (\$13,929.39) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$ 13,929.39

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Thousand Eight Hundred Seven Dollars and Sixty-seven Cents (\$20,807.67) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance, from February 15th to 28th, 1938:

Director's Office	\$ 1,241.65
Comptroller's Office	3,586.53
Tax Installment Bureau ..	362.49
Auditor of Accounts	1,970.00
City Treasurer's Office	979.97
Receiver of Taxes	2,159.16
Arrears of Personal Taxes ..	1,576.15
Board of Assessments and Revision of Taxes	7,582.60
Revaluation Bureau	404.14
Assessments for Local Im- provements	944.98
	<hr/>
	\$ 20,807.67

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Two Hundred Twenty-eight Thousand, One Hundred Fifty-three Dollars and Ninety-one Cents (\$228,153.91) be and the same is hereby appropriated

to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from February 15th to 28th, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	847.90
Building Division	3,262.47
Electrical Division	1,897.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Fire Division	83,933.46
Police Division	135,248.07

\$228,153.91

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eighty-nine Thousand Three Hundred Twenty-five Dollars and Ninety-Four Cents (\$89,325.94) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of February, 1938, as follows:

Director's Office	\$ 1,681.65
Employment Bureau	1,224.34
Bureau of Health	24,828.04
Newark City Hospital	23,993.70
Convalescent Hospital	2,005.50
Newark City Home	3,463.71
Bureau of Baths	5,289.21
Newark City Alms House	2,670.23

Ivy Hill Power Plant	2,526.26
Outdoor Poor	1,964.16
Emergency Relief Administration	19,679.14
	<u>\$ 89,325.94</u>

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works for the month of February, 1938, as follows:

United States Social Hygiene \$633.33

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Dollars (\$16.00) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Outdoor Poor	\$16.00
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Pearce R. Franklin
 Jos. M. Byrne, Jr.
 M. P. Duffy
 M. Ellenstein
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Four Hundred Forty-six Dollars and Two Cents (\$1,446.02) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
 Administration\$1,446.02

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 M. P. Duffy
 M. Ellenstein
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Two Dollars and Fifty Cents (\$202.50) be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll from January 1st to February 15th, 1938, of the Department of Public Works, as follows:

Bureau of Health\$202.50

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 M. P. Duffy
 M. Ellenstein
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Fifteen Thousand, Three Hundred Thirty-seven Dollars and Fifty Cents (\$15,337.50) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from February 16th to February 28th, 1938, inclusive, as follows:

Director's Office	\$ 793.33
Smoke Abatement	154.16
Public Buildings	9,182.97
Municipal Farmer's Market	295.82
Weights and Measures	1,347.91
Printing and Stationery....	155.00
Shade Tree	1,492.49
Bureau of Docks	941.66
Construction Account— N. J. Docket No. 1302....	823.33
Public Buildings, W. P. A. Project No. 1405-7.....	145.83
	<hr/>
	\$ 15,337.50

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Four Hundred Twenty-five Dollars and Fifty-one Cents

(\$4,425.51) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending February 23rd and February 26th, 1938, inclusive, as follows:

Shade Tree	\$ 2,334.07
Bureau of Docks	771.44
Public Buildings	1,320.00
	<hr/>
	\$ 4,425.51

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Nine Hundred Eleven Dollars and Twenty-six Cents (\$2,911.26) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 9.00
Public Buildings	2,902.26
	<hr/>
	\$ 2,911.26

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twelve Thousand Eighty-nine Dollars and Eighty cents (\$12,089.80) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payroll of the Inter-Departmental Department from February 15th to 28th, 1938, as follows:

Law Department	\$ 3,912.45
City Clerk	3,054.07
Elections	315.00
First District Court	1,096.66
Second District Court	1,104.14
Board of Adjustment—	
Zoning	460.00
Central Purchase	2,147.48
	<hr/>
	\$ 12,089.80

M. Ellenstein
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand Five Hundred Sixty-Five Dollars and Ninety-three cents (\$35,565.93) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending February 23rd, 1938:

Newark Airport	\$ 2,613.50
Bureau of Motors	2,623.51
Bureau of Streets	1,769.92

Bureau of Sewers	866.79
House Sewer Connections	296.17
Bureau of Street Cleaning	18,520.01
Bureau of Water	8,876.03
	<hr/>
	\$ 35,565.93

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand Four Hundred Twenty-five Dollars (\$5,425.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period June 1st, 1937 to December 31st, 1937, both inclusive.

Bureau of Street Cleaning \$	2,625.00
Bureau of Water	2,800.00
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	\$ 5,425.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One

Thousand One Hundred Sixty-two Dollars and Fifty Cents (\$1,162.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Semi-monthly payroll, period Jan. 1-Feb. 15, 1938, both inclusive:

Bureau of Street Cleaning \$	562.50
Bureau of Water	600.00
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	\$ 1,162.50

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-five Thousand Seventy-six Dollars and eight-one Cents (\$45,076.81) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period Feb. 16th to Feb. 28th, 1938, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,517.49
Bureau of Lighting	420.00
Bureau of Streets	4,849.91
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,180.74
Bureau of Surveys	3,021.66
Engineering Division	1,129.99

Bureau of Motors	1,927.63
Bureau of Water	19,602.82
Airport Construction	3,253.32
Newark Labor Relations	
Board	238.33
City Railway	854.16
	<hr/>
	\$ 45,076.81

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Five Hundred Six Dollars and Fifty-five Cents (\$5,506.55) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction	\$5,180.29
Sewer Construction	326.26
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	\$ 5,506.55

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-five Dollars (\$55.00) be and the same hereby is appropriated to the

persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$55.00
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M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Three Hundred Sixty Dollars and Twenty-four Cents (\$2,360.24) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 2,041.40
Motors	318.84
	<hr/>
	\$ 2,360.24

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Twenty-seven Dollars (\$257.00) be and the same is hereby appropriated to persons named on

the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

City Clerk	\$434.00
Board of Adjustment, Zoning	93.00
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	\$527.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Ninety-four Dollars and Sixty-five Cents (\$194.65) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

Law Department	\$ 45.00
Labor Relations Board	24.65
C. Sundries (Legislative Expenses)	125.00
	<hr/>
	\$194.65

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Nine Hundred Eighty-seven Dollars and Ninety Cents (\$987.90) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief, Administration	\$987.90
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Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Ace High Social Club, of 19 Quitman Street, Newark, New Jersey, did, on January 26, 1938, file an application for a Club License, with the Municipal Board of Alcoholic Beverage Control of the City of Newark, and did deposit the sum of sixty-five dollars and fifty-two cents (\$65.52) with the said Board at the time of the filing of the application; and

WHEREAS, Ace High Social Club has withdrawn its application for the license as aforesaid; and

WHEREAS, there is now due and owing to the said Ace High Social Club, the sum of Sixty-five dollars and fifty-two cents (\$65.52), the deposit paid by it;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of

Sixty-five Dollars and fifty-two cents (\$65.52) be and the same is hereby ordered paid to the said Ace High Social Club, and the Director of the Department of Revenue and Finance, be and he is hereby authorized and directed to return to the said Ace High Social Club the said sum of Sixty-Five Dollars and Fifty-two Cents (\$65.52) for the reason hereinbefore set forth

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, the Director of the Department of Parks and Public Property did advertise and receive bids for the leasing of a parking station in the basement of the Centre Market Building, known and designated as 80-92 Mulberry Street, in the City of Newark, as set forth in the specifications attached hereto and made a part hereof; and

WHEREAS, the Tube Garage Co., Inc., did submit the highest bid for the said lease, to wit, the sum of Thirteen Thousand and Eight Dollars (\$13,008.00) per year, for each year of a term of two (2) years, making a total of Twenty-six Thousand and Sixteen dollars (\$26,016.00) for the two-year term; and

WHEREAS, the Director of the Department of Parks and Public Property has determined that the aforesaid bid of the Tube Garage Co.,

Inc., is the highest bid, and that the said Tube Garage Co., Inc., is entitled to the award thereof;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the offer made by the Tube Garage Co., Inc., of Twenty-six Thousand and Sixteen Dollars (\$26,016.00) for the full term of two years for a lease of the basement of the Centre Market Building, known and designated as 80-92 Mulberry Street, Newark, New Jersey, and to be occupied solely and exclusively for the parking of automobiles, and for other purpose whatsoever, and in accordance with the specifications which are attached hereto and made a part hereof, be and the same is accepted, and the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to execute, on behalf of The City of Newark, a lease of the aforesaid premises for the period stated, subject to recapture conditions, and according to the offer and the terms and specifications aforesaid, and upon approval of the lease as to form by the Corporation Counsel.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the resolution (1967) adopted by this Board of Commissioners on February 23rd, 1938, appropriating to the City

Treasurer the sum of \$6,587.50 in payment of a partial semi-monthly payroll from June 1, 1937, to Feb. 15, 1938, be and the same hereby is rescinded.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That sealed proposal received by the Department of Central Purchase, on March 1, 1938, for furnishing and delivering Buick automobiles, be and the same hereby is rejected, it being deemed more economical at this time to purchase automobiles in the lower price range.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED: That Resolution No. 1884, adopted by the Board of Commissioners February 9, 1938, awarding contracts on tires and tubes, be and the same hereby is rescinded insofar as it applies to award on Firestone Auto Supply and Service Stores, such resolution in all other respects to remain the same.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering meats to the Lodging House.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering granite monument stone, and Ford automobiles with station wagon bodies, for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering coal for the various departments.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited,

received and opened bids for furnishing and delivering Wooden doors for bathhouses; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said doors to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for the furnishing and delivering of said wooden doors.

ECONOMY BUILDING MATERIAL
COMPANY—Newark, N. J.

Wooden doors for bathhouses as per sizes shown on list on file in the office of the Department of Central Purchase, for \$950.00.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering automobiles for the Department of Public Affairs; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said automobiles to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said automobiles;

FISHER CADILLAC CORPORATION—Newark, N. J.

One (1) or more LaSalle, five passenger touring sedans, model 50, @ \$1,418.25 each.

S. H. GROSSMAN, INC.—Newark, N. J.

One (1) or more Dodge, four door sedans, model D-8 @ \$923.75 each.

BINGHAM & TAYLOR CORP.—Buffalo, N. Y.

One (1) or more various sections of valve street boxes, as per unit prices shown on file in the office of the Department of Central Purchase.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the

law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering tires and tubes; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said tires and tubes to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, the Board of Commissioners and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said tires and tubes:

BUFFARDI AUTO SERVICE COMPANY—Newark, N. J.

One (1) or more of any or all of the various sizes of "Firestone High Speed Heavy Duty" pneumatic tires and tubes, prices as shown on list on file in the office of the Department of Central Purchase.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

RESOLVED, that the following changes affecting the pay rolls of the

Department of Public Works for the first half of March, 1938, be and the same are hereby approved, as follows:

BUREAU OF HEALTH

Services Terminated:

Abner Kupperman, Venereal Social Investigator, services terminated, effective February 28, 1938.

Milton Goodman, Venereal Social Investigator, services terminated, effective February 28, 1938.

Yancy S. Thompson, Venereal Social Investigator, services terminated, effective February 28, 1938.

Joseph DeGennaro, Sanitary Inspector, services terminated, effective February 28, 1938.

Permanent Appointment from Eligible List:

Yancy S. Thompson, Venereal Social Investigator, salary \$1,620 per annum, effective March 1, 1938.

Permanent Appointment from Qualifying Examination:

Joseph DeGennaro, Sanitary Inspector, salary \$1,620 per annum, effective March 1, 1938.

EMPLOYMENT BUREAU

Reinstatement:

Frank J. R. Hess, Employment Examiner, reinstated, effective February 25, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the resolution adopted November 10, 1937, by the Board of Commissioners of the City of Newark, concerning payroll changes in the Division of Water, Department of Public Affairs, be and it hereby is rescinded insofar as it applies to James E. Garrett, Designing Engineer in the Division of Water, Department of Public Affairs; said resolution in all other respects to remain in full force and effect;

AND BE IT FURTHER RESOLVED, that the compensation of James E. Garrett, Designing Engineer in the Division of Water, Department of Public Affairs, be and it hereby is increased to \$5,500.00 per annum, effective November 1, 1937.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Duffy offered the following resolution:

RESOLVED, that William A. Eager, Jr., Lineman, Police Division, Department of Public Safety, having been certified as eligible by the Civil Service Commission, be and he is

hereby promoted to the position of Superintendent, Police Signal System, Police Division, Department of Public Safety, at a salary of \$3,200.00 per annum, payable semi-monthly as other salaries are paid, effective March 2nd, 1938.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Patsy Pomponio and Charles Dughi (Howard Savings Institution, owner); for the establishment and operation of an automobile parking station in a 2nd business district; premises 98-100 Commerce Street; on condition that the station is operated and maintained in conformity with the rules of the Board of Adjustment and that a substantial fireproof fence be erected along the westerly and southerly lines of the property; such use to be limited

to the period ending one year from the date of approval hereof.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., March 1, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your

Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 56-59 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*14-16 Maiden Lane; William J. Walker; renewal of permit for automobile parking station; such use to be limited to the period of one year ending January 29, 1939;

160-162 Washington Street; Nich Caputo; in a second business district the establishment and operation of an automobile parking station; such use to be limited to the period ending one year from date of approval by the Board of Commissioners.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin,
Secretary.

Received, copy to be sent to each Commissioner and further action postponed to March 9th, 1938.

Commissioner Duffy: I move for a suspension of the rules in the matter of the renewal of William J. Walker.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William J. Walker (Anna I. Walker, owner); for the renewal of permit for automobile parking station; premises 14-16 Maiden Lane; such use to be limited to the period of one year ending January 29, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other zoning board matters will take the usual course and be heard one week from today, March 9.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

APPROVED:

M. C. ELLENSTEIN.
VINCENT J. MURPHY.
PEARCE R. FRANKLIN
JOS. M. BYRNE, JR.
M. P. DUFFY.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk

Newark, N. J., March 4, 1938.

A Special meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Mayor's Office, City Hall, Newark, at 10 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk read the call for the meeting, as follows:

THE CITY OF NEWARK,
NEW JERSEY
Meyer C. Ellenstein, Mayor

March 3, 1938.

Mr. Harry S. Reichenstein,
City Clerk,
City Hall, Newark, N. J.

Dear Mr. Reichenstein:

Will you kindly call a special meeting of the Board of Commissioners for Friday morning, March 4th, at ten A. M., in the Mayor Office, for action on the budget for 1938.

Sincerely,

MEYER C. ELLENSTEIN.

Ordered filed.

Mayor Ellenstein offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that the following local budget of the City of Newark for the fiscal year 1938 be and the same is hereby approved; and

BE IT FURTHER RESOLVED, That a public hearing upon said budget be held in the City Hall, Newark, New Jersey, on March 24th, 1938, at 10 o'clock, in the forenoon, when and where objections thereto may be presented by any taxpayer of said City; and

BE IT FURTHER RESOLVED, That the City Clerk be and he is hereby directed to publish said budget, together with a notice of the time and place of public hearing thereon, in accordance with the law, and also to forward two certified copies of the budget, as approved, to the State Auditor, at Trenton, New Jersey.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

CITY OF NEWARK, NEW JERSEY, LOCAL BUDGET NOTICE

Local Budget of the City of Newark, County of Essex, for the fiscal year 1938.

Section 1. BE IT RESOLVED, That the following statement of Revenue and Appropriations shall constitute the Local Budget for the year 1938:

BE IT FURTHER RESOLVED, That the said Budget be published according to law.

Notice is hereby given that the Budget and Tax Resolution was approved by the Commissioners of the City of Newark, County of Essex, on March 4th, 1938.

A Hearing on the Budget and Tax Resolution will be held at City Hall, Newark, N. J., on the 24th day of March, 1938, at 10 o'clock A. M., at which time and place objections to said Budget and Tax Resolutions of the City of Newark for the year 1938 may be presented by any taxpayer of said municipality. It is hereby certified that the Budget annexed hereto and hereby made a part hereof is a true copy of the Budget approved by Resolution of the Governing Body on the 4th day of March, 1938.

Certified by me this 4th day of March, 1938.

HARRY S. REICHENSTEIN,
City Clerk.

STATEMENT (Required by Section 202)

	1938	1937	1936
State School Tax Estimate for 1938	\$ 2,683,500.00	\$ 2,683,411.66	\$ 2,688,079.21
State Soldiers' Bonus Estimate for 1938	186,600.00	186,609.55	165,636.97
County Tax Estimate of 1938....	5,112,000.00	5,112,094.20	4,592,606.50
District School Tax Estimate for 1938	7,930,000.00	7,450,000.00	6,570,000.00
Local Purpose Tax	29,992,450.50	20,097,284.61	21,026,830.23
	<u>\$45,904,550.50</u>	<u>\$35,529,400.02</u>	<u>\$35,043,152.91</u>

RESOURCES.

	Anticipated 1938	Anticipated 1937	Realized in Cash 1937
Anticipated Revenues			

GENERAL REVENUES

Surplus Revenue Cash Appropriated	\$ 2,079,317.14	\$ 2,079,317.14
Surplus Revenue Non-Cash Appropriated	286,902.93	286,902.93
Reserves for Inter-Fund Loans-Released	\$ 974,666.00	

MISCELLANEOUS REVENUE ESTIMATED:

	Amount Allowed 1938	Amount Anticipated 1937	Actual Receipts. 1937
Gross Receipts Tax	\$ 700,000.00	\$ 464,652.77	\$ 1,295,288.65
5% Trolley Tax	50,000.00	90,000.00	83,489.35
Franchise Tax	600,000.00	593,000.00	1,482,112.76
Jitney Tax	199,400.00	155,000.00	199,446.86
General Licenses	113,600.00	115,000.00	113,692.54
Liquor Licenses	629,900.00	600,000.00	629,961.78
Interest on Taxes and Assessments	843,100.00	1,000,000.00	843,143.99
FEES:			
District Courts	41,700.00	39,000.00	41,750.86
Police Courts	76,900.00	64,000.00	76,940.35
Tax Title Searches	8,400.00	8,000.00	8,441.00
Tax Sale Costs	18,200.00	37,000.00	18,233.66
Construction and Alteration of Buildings	36,300.00	38,000.00	36,368.18
Bureau of Health	31,000.00	50,000.00	31,105.10
City Clerk's Fees	5,600.00	5,000.00	5,687.00
Public Library Fees	19,800.00	19,000.00	19,834.58
Public Sewer Connections	1,300.00	1,500.00	1,370.00
Bureau of Baths	22,500.00	20,000.00	22,505.06
Fire Department	17,700.00	15,000.00	17,737.00
Market Plaza Lease	75,000.00	75,000.00	75,000.00
Market Plaza Parking Space	22,100.00	19,000.00	22,100.00
Parking Space — Rear of City Hall	2,000.00	1,800.00	2,067.50
Market Rent	8,000.00	6,000.00	10,413.43
Rents—Miscellaneous City Buildings and Grounds	10,500.00	12,000.00	10,547.45
Bill Board Tax	1,500.00	1,000.00	1,598.21
Total Miscellaneous Revenue—Forward		\$ 3,428,952.77	\$ 5,048,835.31

	Amount Appropriated 1938	Amount Anticipated 1937	Actual Receipts. 1937
Miscellaneous Revenue Antici- pated		\$ 3,428,952.77	\$ 5,048,835.31
City Hospital	\$ 32,800.00	49,377.95	32,887.42
Convalescent Hospital	1,100.00	7,989.50	1,163.36
Public Outings	200.00	264.14	264.14
Bureau of Streets	108,200.00	50,000.00	108,247.64
Bureau of Street Cleaning	14,200.00	16,000.00	14,292.58
House Sewer Connections	20,500.00	25,000.00	27,056.27
Shade Trees	700.00	1,400.00	769.03
Passaic Valley Sewer Mainte- nance	34,920.64	30,867.24	31,615.92
Rent Army Base	25,000.00	100,000.00	25,000.00
Rents—City Railway	15,000.00	30,000.00	15,000.00
Public Service (Salary Lighting Inspection)	1,500.00	1,500.00	1,500.00
Green and Franklin St. Prop- erty	3,400.00	3,402.00	3,425.00
Total Miscellaneous Revenue	\$ 3,792,120.64	\$ 3,744,753.60	\$ 5,310,056.67

Amounts Approved by the State Auditor:

	Amount Allowed 1938	Amount Anticipated 1937	Actual Receipts. 1937
Gross Receipts Tax		\$ 153,323.65	\$ 153,323.65
Airport Surplus		17,151.54	17,151.54
Total Amounts Approved by State Auditor		\$ 170,475.19	\$ 170,475.19
Delinquent Tax Coll. (1938 Est. 41.71%)	\$ 5,427,523.13	\$ 6,532,468.20	\$ 5,659,734.07
Tax Title Liens Coll. (1938 Est. 21.99%)	856,106.36	1,052,892.48	900,009.61
Bureau of Water — Excess Revenue		74,907.51	
	\$11,050,416.13	\$13,991,717.05	\$14,406,495.61
Emergency Appropriations..		306,234.05	
Total Tax Levy (1938 Estimated):			
Local Purpose	29,992,450.50	20,097,284.61	
Local School Purposes	7,930,000.00	7,450,000.00	
County Taxes	5,112,000.00	5,112,094.20	
State School Taxes	2,683,500.00	2,683,411.66	
Soldiers' Bonus Tax	186,600.00	186,609.55	
Total	\$45,904,550.50	\$35,529,400.02	
Grand Totals	\$56,954,966.63	\$49,827,351.12	

BUDGET—DEPARTMENT OF PUBLIC WORKS

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Director's Office	\$ 43,725.00	\$ 38,380.00	\$ 38,369.66
Employment Bureau	30,410.00	28,000.00	27,774.58
Health Department	674,000.00	644,000.00	643,926.20
City Hospital	1,024,683.50	1,009,377.95	992,510.65
City Home	151,031.00	150,000.00	148,731.84
Public Baths	177,306.00	170,000.00	169,865.58
Ivy Hill Power Plant	94,000.00	94,000.00	93,680.11
Convalescent Hospital	93,084.00	94,489.50	87,654.06
Public Outings	20,000.00	17,662.43	17,604.01
Alms House	145,646.00	138,600.00	137,575.54
Outdoor Poor	47,665.00	18,000.00	17,052.81
Emergency Relief (Administration- tion-	575,000.00	706,000.00	700,716.49
Rental of Beds in Institutions....	17,250.00	17,250.00	17,250.00
Public Band Concerts	8,000.00	5,238.00	5,238.00
Holiday Celebration	9,700.00	6,413.71	6,413.71
Emergency Relief 1938	600,000.00	.....	.....
Total Dept. Public Works....	\$ 3,711,500.50	\$ 3,137,411.59	\$ 3,104,363.84

BUDGET—DEPARTMENT OF REVENUE AND FINANCE

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Director's Office	\$ 35,135.00	\$ 28,120.00	\$ 28,120.00
Comptroller's Office	89,440.00	91,407.00	91,399.83
Auditor's Office	52,680.00	53,130.00	53,130.00
Treasurer's Office	29,350.00	19,475.00	19,475.00
Tax Board	204,190.00	235,770.00	235,770.00
Tax Receiver's Office	60,608.00	65,375.00	65,375.00
Arrears of Personal Taxes	45,080.00	50,930.00	50,930.00
Commissioners' Assessments—			
Local Improvements	34,480.00	25,630.00	25,626.94
Tax Revaluation	37,700.00	27,500.00	27,500.00
Tax Installment Bureau	10,850.00	9,100.00	9,100.00
Foreclosure Costs	35,000.00	.....	.....
Advertising Tax Sale	15,000.00	5,200.00	5,200.00
W. P. A. Project	30,000.00	.....	.....
Total Dept. Revenue and Finance	\$ 679,513.00	\$ 611,637.00	\$ 611,626.77

BUDGET—DEPARTMENT OF PUBLIC SAFETY

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Director's Office	\$ 22,480.00	\$ 22,384.68	\$ 21,966.01
Police Division	3,497,560.00	3,485,934.00	3,485,934.00
Fire Division	2,163,384.36	2,180,500.00	2,176,874.36
License Division	24,250.00	25,950.00	25,873.07
Building Division	78,650.00	80,110.00	80,051.94
Electrical Division	51,095.32	53,799.32	53,635.18
Police Courts	56,000.00	49,250.00	49,228.61
Total Dept. Public Safety	\$ 5,893,419.68	\$ 5,897,928.00	\$ 5,893,563.17

BUDGET—DEPARTMENT OF PUBLIC AFFAIRS

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Mayor's Office	\$ 36,345.00	\$ 36,495.00	\$ 36,468.55
Bureau of Streets	225,000.00	291,678.00	291,678.00
Bureau of Sewers	113,297.00	117,185.00	117,142.55
Public Lighting	410,745.00	397,045.00	396,996.33
Street Cleaning	1,272,300.00	1,365,500.00	1,361,727.09
Sidewalks	5,900.00	6,120.00	6,120.00
Division of Surveys	82,070.00	83,476.00	83,274.04
Engineering Division	27,120.00	27,120.00	27,120.00
House Sewer Connections	12,000.00	35,280.00	34,615.97
Newark Airport	80,000.00	80,000.00	80,000.00
Total Dept. Public Affairs ..	\$ 2,264,777.00	\$ 2,439,899.00	\$ 2,435,142.53

BUDGET—DEPARTMENT OF PARKS AND PUBLIC PROPERTY

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Director's Office	\$ 31,800.00	\$ 29,000.00	\$ 27,424.13
Smoke Abatement	6,210.00	11,230.00	11,143.07
Public Buildings	391,706.76	417,784.00	414,044.48
Weights and Measures	35,025.00	39,420.00	39,406.51
Printing and Stationery	11,820.00	10,290.00	10,099.89
Shade Tree	183,100.00	192,323.00	191,269.74
Miscellaneous Advertising	2,900.00	2,900.00	2,895.89
Maintenance of Dog Pound	7,500.00	7,500.00	7,500.00
W. P. A. Projects	36,500.00	.....	.....
Total Dept. Parks and Pub- lic Property	\$ 706,561.76	\$ 710,447.00	\$ 703,783.71

BUDGET—NON-DEPARTMENTAL.

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Law Department	\$ 100,200.00	\$ 91,500.00	\$ 91,496.09
City Clerk's Office	90,115.00	83,500.00	83,496.19
District Courts	58,994.99	56,880.00	56,715.84
Elections	35,000.00	41,777.60	41,641.91
Sinking Fund Commission	5,400.00	5,344.72	5,344.72
Board of Adjustment	16,813.00	11,940.00	11,777.97
Central Purchase	58,855.00	57,000.00	56,907.87
Free Library	563,500.00	563,500.00	563,500.00
Newark Museum	122,500.00	110,000.00	110,000.00
Newark Technical School	69,250.00	65,000.00	65,000.00
City Sundries	41,500.00	25,900.00	25,343.60
Passaic Valley Sewer Maintenance	367,157.94	369,684.12	369,684.12
Municipal Election .....	.....	60,976.45	60,976.45
Care and Relief of Indigent Children	3,000.00	3,000.00	2,999.96
Newark Labor Relations Board	15,000.00	1,490.28	1,477.35
Supreme Court Investigation	149,123.28	135,000.00	109,495.50
Legal Services Tax Certificate Cases .....	.....	10,700.00	10,700.00
Payment — Purchase of Army Base	100,000.00	100,000.00	100,000.00
Fiscal Agent — National State Bank	7,303.00	.....	.....
Industrial Commission	10,000.00	.....	.....
Total Non-Departmental	\$ 1,813,712.21	\$ 1,793,193.17	\$ 1,766,557.57
Contingent	25,000.00	35,000.00	18,519.44

BUDGET—PENSION FUNDS

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Fire and Police Pension Fund....	\$ 459,292.54	\$ 410,000.00	\$ 410,000.00
Board of Works Pension Fund....	34,396.33	29,998.49	29,998.49
Board of Health Pension Fund....	17,493.15	16,253.07	16,253.07
Municipal Employees Pension Funds	33,649.15	30,847.79	30,847.79
Total Pension Funds	\$ 544,831.17	\$ 487,099.35	\$ 487,099.35

BUDGET—DEBT SERVICE

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Interest:			
General Bonds	\$ 3,626,442.91	\$ 3,749,858.41	\$ 3,749,858.41
School Bonds	770,610.50	793,958.00	793,958.00
Sinking Fund:			
General Bonds	208,822.85	206,595.15	206,595.15
School Bonds	98,399.25	100,626.95	100,626.95
To Redeem Bonds:			
General Bonds	3,869,100.37	3,442,250.00	3,442,250.00
School Bonds	431,000.00	401,000.00	401,000.00
General Interest:			
Temporary Loans	10,000.00	10,000.00	3,473.27
Bonds to Be Issued	8,000.00		
Down Payment on Capital Im-			
provements	56,000.00	110,000.00	110,000.00
	<u>\$ 9,078,375.88</u>	<u>\$ 8,814,288.51</u>	<u>\$ 8,807,761.78</u>

BUDGET—DEFICITS AND STATUTORY EXPENDITURES

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Reserve for Uncollected Local Impt. Assessments		\$ 71,319.87	
Deficit—Operation Water Dept. (1937)	\$ 72,311.07	8,792.86	\$ 8,792.86
Discount on Taxes	51,457.83	63,706.22	63,706.22
Supreme Court Investigation		1,500.00	1,500.00
Legal Services, Tax Certificate Cases		10,000.00	10,000.00
Emergency Appropriation, Street Cleaning		60,000.00	60,000.00
Newark Airport Operating Defi- cit 1936		218,780.35	218,780.35
Water Department—Cash Deficit		573,123.55	573,123.55
Appraising P. S. Corp. Re Gross Receipts Tax		35,000.00	35,000.00
Appraising Property— Tax Board		71,999.80	71,999.80

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Legal Incidentals—Tax Appeal Cases		7,500.00	7,500.00
Emergency Relief 1937 (Borrowed from Current)	700,000.00		
Emergency Relief 1936 (Borrowed from Current)	300,000.00		
Emergency Relief — Emergency Appropriation	206,000.00		
City Railway — Emergency Appropriation	105,000.00		
Assessment Deficiency Sewers....		11,621.16	11,621.16
Assessments Cancelled	14,254.52	1,140.17	1,140.17
Judgments	69,836.56	28,404.05	28,404.05
Deficit Surplus Cash Appropriated 1937	192,599.26		
Dock Dept. Deficit 1937	13,630.61		
Deferred Charges	6,017.47		
Emergency Relief Revolving Fund	700,000.00		
Emergency Appropriations	50,234.05		
Assessment Deficiency—Openings	273,582.88		
Total Deficits and Statutory Expenditures	\$ 2,754,924.25	\$ 1,162,888.03	\$ 1,091,568.16

CAPITAL EXPENDITURES.

	Amount Appropriated 1938	Amount Appropriated 1937	Amount Expended & Reserved 1937
Swimming Pool Completion	\$ 700,000.00		
Overexpenditure Capital Appropriation Prior Year	10,231.19		
Completion of City Railway	85,000.00		
Port Newark Dredging	55,000.00		
	\$ 850,231.19		

ITEMS TO BE TRANSFERRED TO OTHER DEPARTMENTS

	Amount Appropriated 1938	Amount Appropriated 1937	Amount Expended 1937
Bureau of Motors	\$ 313,900.00	\$ 340,000.00	\$ 313,940.67
Included in Other Departments	313,900.00	340,000.00	313,940.67
Printing and Stationery	44,800.00	49,000.00	44,868.19
Included in Other Departments	44,800.00	49,000.00	44,868.19

DEDICATED REVENUES.

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Newark Airport	\$ 140,414.54	\$ 86,356.97	\$ 78,519.72
Deficit General Budget	80,000.00	80,000.00	80,278.60
	220,414.54	166,356.97	158,798.32
Bureau of Water	2,525,672.66	2,659,027.51	2,525,672.66
Municipal Farmers' Market	21,200.00	25,633.00	21,995.20
Bureau of Docks	119,900.00	116,903.56	133,565.49
Outdoor Poor	9,500.00		13,407.74

APPROPRIATIONS FOR DEDICATED REVENUE PURPOSES

	Appropriated 1938	Appropriated 1937	Actual Receipts. 1937
Newark Airport	\$ 220,414.54	\$ 166,350.97	\$ 158,798.32
Bureau of Water	2,525,672.66	2,584,120.00	2,597,983.73
To General Budget Revenue		74,907.51	
	2,525,672.66	2,659,027.51	2,597,983.73
Municipal Farmers' Market	21,200.00	25,633.00	21,220.00
Bureau of Docks	119,900.00	116,903.56	119,934.88
Outdoor Poor	9,500.00		13,407.74

RECAPITULATION.

	Appropriated		Expended & Reserved
	1938	1937	1937
Public Works	\$ 3,711,500.50	\$ 3,137,411.59	\$ 3,104,363.84
Revenue and Finance	679,513.00	611,637.00	611,626.77
Public Safety	5,893,419.68	5,897,928.00	5,893,563.17
Public Affairs	2,264,777.00	2,439,899.00	2,435,142.53
Parks and Public Property	706,561.76	710,447.00	703,783.71
Non-Departmental	1,813,712.21	1,793,193.17	1,766,557.57
Contingent	25,000.00	35,000.00	18,519.44
Pension Funds	544,831.17	487,099.35	487,099.35
Debt Service	9,078,375.88	8,814,288.51	8,807,761.78
Deficits and Statutory Expenditures	2,754,924.25	1,162,888.03	1,091,568.16
Local School Taxes	7,930,000.00	7,450,000.00	7,450,000.00
County Taxes (1938 Est.)	5,112,000.00	5,112,094.20	5,112,094.20
State School Taxes (1938 Est.)	2,683,500.00	2,683,411.66	2,683,411.66
Soldiers' Bonus Taxes (1938 Est.)	186,600.00	186,609.55	186,609.55
Utilities and Enterprises .....	.....	3,402.00	3,402.00
Capital Expenditures	850,231.19	.....	.....
Borrowed from Current for Capital Improvements	674,666.00	.....	.....
	<hr/>	<hr/>	<hr/>
	\$44,909,612.64	\$40,525,309.06	\$40,355,503.73
Reserve for Uncollected Taxes....	12,045,353.99	9,302,042.06	9,302,042.06
	<hr/>	<hr/>	<hr/>
	\$56,954,966.63	\$49,827,351.12	\$49,657,545.79
	<hr/>	<hr/>	<hr/>

NOTE: In accordance with the regulations prescribed by the state auditor, the "Appropriated for 1937" figures shown in this notice indicate the condition of the various 1937 Appropriation Accounts after transfers.

Commissioner Murphy offered the following resolution:

WHEREAS, the Budget heretofore approved by the Board of Commissioners of The City of Newark, on the 4th day of March, 1938, includes certain items which in the opinion of the governing body merit a request to the State Auditor for change, alteration or modification pursuant to Chapter 2, P. L. of 1938; and,

WHEREAS, the inclusion of the following items:

Emergency Relief—	
Revolving Fund	\$700,000.00
Borrowed 1936 from	
current	300,000.00
Borrowed 1937 from	
current	700,000.00
Assessment deficiency	
Avenue P	273,582.88
Swimming Pool	700,000.00
Borrowed from current	
for capital	674,666.00
Administration of relief....	575,000.00
City's contribution to re-	
lief	600,000.00

together with a decrease in City ratables of One Hundred Million Dollars (\$100,000,000.00), will cause an increase of tax rate—approximating \$1.70;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the consent of the State Auditor is

hereby requested to the following changes, alterations or modifications: To defer in such manner as the State Auditor will find fitting, the following items:

Emergency Relief—	
Revolving Fund	\$700,000.00
Borrowed 1936 from	
current	300,000.00
Borrowed 1937 from	
current	700,000.00
Assessment Deficiency	
Avenue P	273,582.88
Swimming Pool	700,000.00
Borrowed from current	
for Capital	674,666.00
Administration of Relief....	575,000.00
City's contribution to re-	
lief	600,000.00

To include:

Increase in the estimated income from the Army Base from \$25,000.00 to \$100,000.00.

Increase rent from City Railway.

Give consideration to increase in delinquent tax collections due to tax sale.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

SUPPLEMENTAL STATEMENT
OF DATA ACCOMPANYING
RESOLUTION ADOPTED BY
THE BOARD OF COMMISSION-
ERS ON MARCH 4, 1938, RE-
QUESTING THE STATE AUDI-
TOR TO CONSENT TO CERTAIN
CHANGES, ALTERATIONS OR
MODIFICATIONS, PURSUANT
TO CHAPTER 2, P. L. 1938.

Date of last Tax Sale 10-30-36

Complete or incom-
plete Complete

Amount of liens out-
standing\$ 3,893,162.16

Estimated amount of
liens subject to fore-
closure \$ 3,800,000.00

Value of foreclosed
property \$ 65,122.89

Percentage of 1937
taxes collected in
cash 73.76%

Percentage of 1936
taxes collected in
cash—

(a) in 1936 73.66%

(b) in 1937 54.19%

Total levy of 1937 \$35,585,679.90

Total delinquent taxes
all years including
1937 \$ 13,012,522.50

I hereby certify that the forego-
ing information has been taken
from the records of the Depart-
ment of Revenue and Finance of
The City of Newark.

Vincent J. Murphy,
Department of Revenue and
Finance.

Commissioner Franklin: I move
we adjourn.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

APPROVED:

MEYER C. ELLENSTEIN.
VINCENT J. MURPHY.
M. P. DUFFY.
PEARCE R. FRANKLIN.
JOS. M. BYRNE, JR.

The Board of Commissioners of the
City of Newark, N. J.

H. S. REICHENSTEIN,
City, Clerk.

Newark, N. J., March 9, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the regular meeting of March 2nd and special meeting held March 4th.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance creating the Housing Authority of The City of Newark, New Jersey.

WHEREAS, there exist in The City of Newark insanitary or unsafe dwelling accommodations and persons of low income are forced to reside in such insanitary or unsafe accommodations; and in The City of Newark there is a shortage of safe or sanitary dwelling accommodations

available at rents which persons of low income can afford and such persons are forced to occupy overcrowded and congested dwelling accommodations; and the aforesaid conditions cause an increase in and spread of disease and crime and constitute a menace to the health, safety, morals and welfare of the residents of The City of Newark, and impair economic values; and those conditions necessitate excessive and disproportionate expenditures of public funds for crime prevention and punishment, public health and safety, fire and accident protection, and other public services and facilities; and,

WHEREAS, These areas in The City of Newark cannot be cleared nor can the shortage of safe and sanitary dwellings for persons of low income be relieved, through the operation of private enterprise, and the construction of housing projects for persons of low income(as defined in the Local Housing Authorities Law) would therefore not be competitive with private enterprise; and,

WHEREAS, the clearance, replanning and reconstruction of the areas in which insanitary or unsafe housing conditions exist and the providing of safe and sanitary dwelling accommodations by any public body for persons of low income are public uses and purposes for which public money may be spent and private property acquired and are governmental functions; and

WHEREAS, it is in the public interest that work on projects for such purposes be commenced as soon as possible in order to relieve unemployment;

NOW THEREFORE, BE IT ORDAINED By the Board of Commissioners of The City of Newark, New Jersey:

Section 1. Pursuant to the provisions of the "Local Housing Authorities Law" of the State of New Jersey, a body corporate and politic to be known as the "Housing Authority of The City of Newark," be, and the same hereby is created and established.

Section 2. The Clerk be, and he hereby is, authorized and directed to file a certified copy of this ordinance with the executive officer of the State Housing Authority.

Section 3. This ordinance shall take effect immediately on final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that March 23rd, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance creating a Night Police Court in The City of Newark.

The Board of Commissioners of the City of Newark Do Ordain:

1. Pursuant to the statute of the State of New Jersey there is hereby created a Night Police Court, to be known as "Night Police Court of The City of Newark."

2. Said Night Police Court shall hold sessions every night in the week.

3. The said Night Police Court shall have, possess and exercise all of the powers, authority and jurisdiction possessed and exercised by the criminal courts of the City of Newark, and said Night Court shall have concurrent jurisdiction with said criminal courts of The City of Newark.

4. The Judge of said Night Court shall have, possess and exercise all of the powers, authority and jurisdiction possessed and exercised by the Judges or Justices of criminal courts in the City of Newark, and said Judge shall have concurrent jurisdiction with the Judges or Justices of criminal courts in the City of Newark.

5. Said Night Police Court and the Judge thereof shall have, possess and exercise all of the powers and authority prescribed by the statute under which the Night Court is created.

6. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that March 23rd, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend the supplement an ordinance entitled, "An Ordinance to license and regulate billiard rooms, pool rooms, restaurants—other than hotel restaurants—cigar stores, boot blacking parlors, bowling alleys—other than bowling alleys in licensed saloons and incorporated clubs—and such other places as may exist wherein other games of skill may be carried on and conducted," adopted January 24, 1918, as amended and supplemented.

The Board of Commissioners of The City of Newark Do Ordain:

Section 1. That an ordinance entitled, "An Ordinance to License and regulate billiard rooms, pool rooms, restaurants—other than hotel restaurants—cigar stores, boot blacking parlors, bowling alleys—other than bowling alleys in licensed saloons and incorporated clubs—and such other places as may exist wherein other games of skill may be carried on and conducted," adopted January 24, 1918, as amended and supplemented, be and the same is hereby amended and supplemented by adding thereto Section 2a, as follows:

"Section 2a. The term "cigar store," where used in this ordinance, shall be construed to mean any store or shop, or part thereof, place, building, structure or vehicle, where cigars or cigarettes or tobaccos, or all or any of them, are exposed for sale, or sold, and inclusive of sale of any cigars, cigarettes or tobaccos, or all or any of them, from vending machine or machines, or any other apparatus or mechanical device."

Section 2. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Section 3. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that March 23rd, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby di-

rected to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing compensation for the members of the Board of Adjustment of the City of Newark, under the provisions of Chapter 274, of the Laws of 1928.

The Board of Commissioners of The City of Newark Do Ordain:

1. The members of the Board of Adjustment, as provided for in the Zoning Ordinance, in accordance with Chapter 274, of the Laws of 1928, shall receive from and after the adoption of this Ordinance a salary of Two Thousand (\$2,000.00) Dollars each per annum, such salaries to be paid as other salaries are payable.

2. All Ordinances and parts of Ordinances inconsistent herewith be and the same are hereby repealed.

3. This Ordinance shall take effect immediately after final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that

March 23rd, 1936, 1938, at 11 A. M., or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of One Thousand Seven Hundred Thirteen Dollars and Forty-Six Cents (\$1,713.46) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Uncompleted Contracts, Director's Office	\$ 62.92
Reserve for Uncompleted Contracts, Comptroller's Office	7.60
Reserve for Over-payments, Comptroller's Office	1,555.80
Tax Board	8.14
Rents Foreclosed Property	79.00
	<hr/>
	\$ 1,713.46

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ten Thousand Seven Hundred Forty-nine Dollars and Ninety-Six Cents (\$10,749.96) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Surplus and deficiency\$10,749.96

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixty-Four Dollars and Ninety-Four Cents (\$64.94) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office\$64.94

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Thirty-Four Thousand Seven Hundred Two Dollars and Thirty Cents (\$34,702.30) be and the same is hereby appropriated to the persons named, on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Fire Division	\$ 9,967.38
Police Division	19,173.15
Reserve for Uncompleted Contracts	5,354.47
Building Division	73.30
Electrical Division	94.00
Director's Office	15.00
Police Courts	25.00
	<hr/>
	\$ 34,702.30

M. P. Duffy
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Four Thousand Three Hundred Twelve Dollars and Fifty Cents (\$4,312.50) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Rental of Beds in Institutions\$4,312.50

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein
 M. P. Duffy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Thirty-Five Dollars and Sixty Cents (\$835.60) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Administration\$835.60

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein
 M. P. Duffy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand Eighty-eight Dollars and Twenty-nine cents (\$7,088.29) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Administration\$ 7,088.29

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein
 M. P. Duffy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Two Hundred Twenty-seven Dollars and Thirty Cents (\$5,227.30) be and the same hereby is appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Bureau of Baths	\$ 2,237.23
Outdoor Poor	36.90
Director's Office	42.33
Employment Bureau	110.00
Public Outing	60.00
Ivy Hill Power Plant	2,740.84
	<hr/>
	\$ 5,227.30

Pearce R. Franklin
 Vincent J. Murphy
 M. Ellenstein
 M. P. Duffy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Twenty-two Dollars and Fifty-eight Cents (\$522.58) be and the same is hereby appropriated to the City Treasurer, being the supplemental payroll of the Department of Public Works, for temporary services from January 3rd to February 28th, 1938, as follows:

Bureau of Health\$522.58

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Eight Dollars (\$8.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Parks and Public Property, as follows:

Bureau of Docks\$8.00

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Four Hundred Fifty-five Dollars and Eleven Cents (\$4,455.11) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending March 2nd and March 5th, 1938, inclusive, as follows:

Shade Tree\$ 2,382.87
Bureau of Docks 764.24
Public Buildings 1,308.00

\$ 4,455.11

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ten Thousand, Eight Hundred Sixty-one Dollars and Eight Cents (\$10,861.08) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Centre Market Rents\$ 108.18
Director's Office 25.55
Green and Franklin Street
property 78.55
Maintenance of Dog Pound 625.00
Miscellaneous Advertising 112.70
Miscellaneous Revenue 53.76
Weights and Measures 67.15
Printing and Stationery.... 5,445.83
Public Buildings—WPA
Project No. 1546-7 278.99
Public Buildings 3,291.55
Public Buildings — WPA
Project No. 1435-7 139.39
Public Buildings — WPA
Project No. 1485-7 8.88
Municipal Farmers' Mar-
ket 80.06
Shade Tree WPA Project
No. 771-7 86.50
Shade Tree 458.99

\$ 10,861.08

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand, Nine Hundred and Fifty-one Dollars and Seventy-three Cents (\$12,951.73) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Parks and Public Property, as follows:

Construction Account,
PWA Docket No. N. J.
1302 DS\$12,951.73

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty-Five Dollars and Twelve Cents (\$45.12) be, and the same is hereby appropriated to the person named on the annexed certified list, being the bill and claim of the Department of Inter-Departmental Departments, as follows:

Department of Central
Purchase \$45.12

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Ninety-two Dollars and Seventy-eight Cents (\$692.78) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

City Clerk\$137.78
District Courts 525.00
City Sundries (car fare)..... 30.00

\$692.78

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-Six Thousand Four Hundred Five Dollars and Forty-four Cents (\$36,405.44) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, weekly payroll,
period ending March 2, 1938:**

Newark Airport	\$ 2,699.03
Bureau of Motors	2,657.82
Bureau of Streets	2,031.85
Bureau of Sewers	890.95
House Sewer Connections	277.98
Bureau of Street Cleaning	18,524.92
Bureau of Water	9,322.89
	<hr/>
	\$ 36,405.44

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:-

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Twenty Dollars (\$20.00) be and the
same hereby is appropriated to the
persons named, as per certified list
attached, being the gross amount of
bills contracted and chargeable to
the Department of Public Affairs, as
follows:

Surplus Revenue Account\$20.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Three Hundred Ninety-Six Dollars
and Seventy-two Cents (\$396.72) be

and the same hereby is appropriated
to the persons named, as per certi-
fied list attached, being the gross
amount of bills contracted and
chargeable to the Department of Pub-
lic Affairs, as follows:

Street Cleaning	\$ 14.14
Newark Airport	20.04
Motors	1.25
Streets	10.42
Water	350.87
	<hr/>
	\$396.72

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One
Thousand Nine Hundred Eighty-one
Dollars and Seventy-one Cents (\$1,-
981.71) be and the same hereby is
appropriated to the persons named,
as per certified list attached, being
the gross amount of bills contracted
and chargeable to the Department of
Public Affairs, as follows:

Street Construction—	
W. P. A.	\$ 1,846.71
Sewer Construction—	
W. P. A.	135.00
	<hr/>
	\$ 1,981.71

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas. Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the
following resolutions:

RESOLVED: That the following
bonds be and the same are hereby
approved as to sufficiency:

John R. Hardin, member of the
Sinking Fund Commission.

AUCTIONEER:

Alexander Kruglin, 651 Broad
Street,

Morrie Neiman, 226 Market Street,

William J. McGrath, 106 Arling-
ton Street.

KEEPER OF JUNK SHOP:

A. A. A. Salvage Corp., 722-32 Fre-
linghuysen Avenue.

Interstate Scrap Iron Corp., 26 St.
Charles Street.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: The following bonds
be and the same are hereby approv-
ed as to sufficiency:

CONSTABLE'S BONDS:

Alan H. Hecht,
Frank McNellen,
Fred Treger.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the
following resolution:

WHEREAS, Michael P. Duffy, Di-
rector of the Department of Public
Safety, has caused to be filed with
the United States Works Progress
Administration application covering
certain project to make a physical
survey and prepare maps of the Fire
Alarm System in the City of Newark,
N. J., for the Fire Alarm Telegraph
Division, in the Fire Division, De-
partment of Public Safety; and,

WHEREAS, The said Director of
the Department of Public Safety,
has been notified of the approval of
said project upon the conditions and
basis of the schedule hereto annexed
and made part hereof; and,

WHEREAS, The contribution of
said United States Works Progress
Administration for said project
amounting to \$17,834.00 is contingent
upon the expenditure of \$2,390.00 by
the City of Newark for the purpose
aforesaid;

THEREFORE, BE IT RESOLVED:
By the Board of Commissioners of
the City of Newark that the Director
of the Department of Public Safety
is hereby authorized to expend the
sum of \$2,390.00 for the purpose
aforesaid:

Sponsor's Contribution:

Materials and Supplies	\$ 800.00
Equipment Rentals	390.00
Other Direct Costs	1,200.00
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	\$ 2,390.00

Federal Funds—84%
Sponsor's Funds—16%

M. P. Duffy
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Mayor, Director of the Department of Public Affairs, has caused to be filed with the United States Works Progress Administration an application covering a certain project to set up a new system and index in the Department of Central Purchase of the City of Newark; and,

WHEREAS, the said Director of the Department of Public Affairs has been notified by the WPA of its desire for said project upon the condition and basis appearing on the schedule hereto annexed and made part hereof; and,

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$10,706.00 is contingent upon the expenditure of \$4,655.00 by the City of Newark;

THEREFORE, BE IT RESOLVED

By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$4,655.00 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution:

Superintendence	\$ 1,875.00
Material and supplies	1,500.00
Equipment Rentals	655.00
Other direct costs	625.00
	<hr/>
	\$ 4,655.00

Federal Funds—70%
Sponsor's Funds—30%

AND BE IT FURTHER RESOLVED That the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms, and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Murphy offered the following resolution:

WHEREAS, Philip Pasternack, t/a Phil's Delicatessen, of 204 Broadway,

Newark, New Jersey, did file an application, on January 25, 1938, with the Municipal Board of Alcoholic Beverage Control of the City of Newark, and did pay a fee with same in the amount of \$215.09; and

WHEREAS, on February 26, 1938, the said Municipal Board of Alcoholic Beverage Control did issue to the said Philip Pasternack, t/a Phil's Delicatessen, of 204 Broadway, Newark, New Jersey, a plenary retail distribution license No. D 193; and

WHEREAS, Philip Pasternack, t/a Phil's Delicatessen, as aforesaid, is obligated to pay to the Municipal Board of Alcoholic Beverage Control the sum of \$171.25 for the license as aforesaid, leaving a balance of \$43.84 due him, representing a thirty-two (32) day period while said application was pending and being considered by the said Municipal Board of Alcoholic Beverage Control;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of \$43.84 be and the same is hereby ordered paid to the said Philip Pasternack, t/a Phil's Delicatessen, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Philip Pasternack, t/a Phil's Delicatessen the said sum of \$43.84, for the reason hereinbefore set forth.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, on January 28, 1938, the Director of the Department of Parks and Public Property did offer for sale and did receive bids for all the right, title and interest of The City of Newark in and to land and building located at 506-508 Eighteenth Avenue, in the City of Newark, Essex County, New Jersey; and

WHEREAS, none of the bids submitted for the right, title and interest of The City of Newark in the aforesaid land and building, in the judgment of the said Director of the Department of Parks and Public Property, is considered adequate consideration for the aforesaid right, title and interest of the City in the said land and building; and

WHEREAS, it is deemed for the best interests of The City of Newark that all the bids should be rejected, and the said right, title and interest of the City in the aforesaid land and building be readvertised for sale;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that all bids for the right, title and interest of The City of Newark in and to the land and building located at 506-508 Eighteenth Avenue, in the City of Newark, Essex County, New Jersey, which were received by the Director of the Department of Parks and Public Property on January 28, 1938, be and the same are hereby rejected; and the said Director of the Department of Parks and Public Property be and he is hereby authorized and directed to re-advertise for sealed proposals for all the right, title and interest of The City of Newark in and to the land and building located at 506-508 Eighteenth Avenue, in the

City of Newark, Essex County, New Jersey, bids to be received at the office of said Director on such day and at such hour as he shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to locate a pole on the east side of Broad Street south of Fulton Street, as indicated on map or plan numbered 2820-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Pole Location in Broad Street, near Fulton Street, Newark, N. J." dated January 26, 1938, hereto attached and made a part hereof, and that said poles be and is hereby located as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That in order to ac-

commodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to locate a pole on the north side of Clinton Avenue at Thomas Street, as indicated on map or plan numbered 2829-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Pole Location in Clinton Avenue, at Thomas Street, Newark, N. J." dated February 15, 1938, hereto attached and made a part hereof, and that said pole be and is hereby located as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to locate a pole on the east side of Broad Street, south of Grant Street, as indicated on map or plan numbered 2825-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Pole Location in Broad Street, near Grant Street, Newark, N. J." dated February 21, 1938, hereto attached and made a part hereof, and that said pole be and is hereby located as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Air Compressor, Sand and Stone for Concrete, Tar Cold Patch, Lantern Oil and Forage, for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in connection with the electrical work for hangar now under construction at the Newark Airport under the Work Progress Administration Project, the airline companies, who will occupy the building, have requested certain items in addition to the work specified under the electrical contract;

AND WHEREAS, from these items, the following amounting to Three Thousand Two Hundred Ninety-nine Dollars and Seventy-six Cents (\$3,299.76) have been selected, and in the opinion of the Engineer should be installed during the construction of the building, namely:

SECTION A

Power outlets, no safety switches included for motors, 15 H. P. Compressor, 1-6 H. P. M. G. set, 1-3 H. P. outlet and 1-110 Volt outlet for teletype\$468.30

SECTION B

1-10 KW. and 1-2 KW. outlets for transmitter on first floor....\$180.47

1-110 Volt outlet for teletype on second floor60.78

Conduit and 2-10 conductor telephone cables from landing control to transmitter room\$231.96

Relocate receptacle outlets on north wall\$220.94

SECTION C

Conduit to Underfloor duct system second floor radio room—Office C,
\$127.37

Antenna mast bases and 2 W. P. receptacles on roof\$464.00

Power outlets as shown on American Airlines drawing EH23. To terminate in safety switches—no wiring to motors. If oil room can be wired with Non-explosion proof material and equipment, deduct the sum of One Hundred Forty Dollars (\$140.00)\$1,546.00

AND WHEREAS, the New Jersey Bell Telephone Company has found it necessary to increase the size of the main cable to the hangar, making it necessary for the conduit and pull boxes in the hangar to be increased in size involving an additional amount of One Thousand Eight Hundred Six Dollars (\$1,806.00) under the electrical contract;

AND WHEREAS, the capacities of the sprinkler pump motors in the

sprinkler system for the hangar are to be larger than originally contemplated necessitating an increase in the size of the circuit breaker, specified under the electrical contract at an additional cost of Three Hundred Sixty-two Dollars (\$362.00);

AND WHEREAS, the Beach Electric Company, Inc., is the contractor on the electrical work for the City of Newark in the hangar now being constructed in connection with the Newark Airport Improvement under the W. F. A. Project;

AND WHEREAS, the Beach Electric Company, Inc., has submitted proposals for the above mentioned items in conformance with the terms of their existing contract;

AND WHEREAS, in the opinion of the Engineer these proposals are deemed to be reasonable;

THEREFORE BE IT RESOLVED, that the Beach Electric Company, Inc., is hereby authorized to install the above mentioned extra items under the terms of the Electrical contract at a cost to the City of Newark, not to exceed Five Thousand Four Hundred Sixty-seven Dollars and Seventy-six Cents (\$5,467.76).

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the following

changes affecting the pay rolls of the Department of Public Works for the first half of March, 1938, be and the same are hereby approved, as follows:

NEWARK CITY HOSPITAL.

Temporary Appointment:

Elizabeth Dewar, Telephone Operator, salary \$3.50 per day, effective February 22, 1938.

Ralph Ferrace, Pharmacist, salary \$6.00 per day, effective March 3, 1938.

Non-Competitive Appointments:

Michael Spellatta, Orderly, salary \$696 per annum, effective March 21, 1938.

Teresa Campbell, Housemaid, salary \$576 per annum, effective February 18, 1938.

Adele Cascella, Housemaid, salary \$576 per annum, effective February 19, 1938.

Earl Arthur, Orderly, salary \$696 per annum, effective March 2, 1938.

Services Terminated:

Ralph Ferrace, Pharmist, services terminated, effective March 8, 1938.

Elizabeth Dewar, Telephone Operator, services terminated, effective February 24, 1938.

Resignation:

Florene Pettit, Student Nurse, resigned, effective February 23, 1938.

Sandra Ratner, Student Nurse, resigned, effective February 16, 1938.

Teresa Campbell, Housemaid, resigned, effective March 2, 1938.

Horace Thomas, Orderly, resigned, effective March 1, 1938.

Thomas Flynn, Porter, resigned, effective March 4, 1938.

Amelia Liqouri, Undergraduate Nurse, resigned, effective March 3, 1938.

Returned from Leave of Absence:

Ethelmae Horne, Resident Nurse, returned from leave of absence, effective March 1, 1938.

Lillian Golden, Student Nurse, returned from leave of absence, effective March 1, 1938.

Evelyn Scholhamer, Student Nurse, returned from leave of absence, effective March 1, 1938.

Narcissus Flower, Housemaid, returned from leave of absence, effective February 23, 1938.

Leave of Absence Without Pay:

Earl Tripp, Laundry Worker granted leave of absence, without pay, for three months, effective March 1, 1938, at his request.

Theodore Mitchell, Orderly, granted leave of absence, without pay for seven days, effective February 22nd to 28th, inclusive, at his request.

Mary Lindsley, Laundry Worker, granted leave of absence, without pay, for three months, effective March 1, 1938, at her request.

Loretta Tripp, Laundry Worker, granted leave of absence, without pay, for three months, effective March 1, 1938, at her request.

BUREAU OF HEALTH

Services Terminated:

William Alfano, Social Investigator, services terminated, effective February 28, 1938.

William Burke, Social Investigator, services terminated, effective February 28, 1938.

David Warshawsky, Social Investigator, services terminated, effective February 28, 1938.

Return from Leave of Absence:

William Burke, Orderly, returned from leave of absence, effective March 1, 1938.

William Alfano, Orderly, returned from leave of absence, effective March 1, 1938.

Helen Gillick, Health Nurse, returned from leave of absence, effective March 1, 1938.

Leave of Absence Without Pay:

Loretta Elder, Health Nurse, granted leave of absence, without pay, for three months, effective March 1, 1938, at her request.

I. Elvin Cohen, District Physician, granted leave of absence, without pay, for three months, effective March 5, 1938, at his request.

Morris Hammerschlag, Porter, granted leave of absence, without pay, for three months, effective March 1, 1938, at his request.

Samuel Schiffmann, District Physician, granted leave of absence, without pay, for three months, effective, March 1, 1938, at his request.

Maurice L. Scher, District Phy-

sician, granted leave of absence, without pay, for three months, effective March 1, 1938, at his request.

Aaron H. Haskin, District Physician, granted leave of absence without pay, for three months, effective March 1, 1938, at his request.

Temporary Appointments:

Norman Silverman, Dentist, salary \$600 per annum, effective February 15, 1938.

Joseph Ciccone, Dentist, salary \$600 per annum, effective February 15, 1938.

Morris Hammerschlag, Meat Inspector, salary \$1,620 per annum, effective March 1, 1938.

BUREAU OF BATHS

Temporary Appointment:

Owen McElroy, Fireman, salary \$3,000 per annum, effective March 1, 1938.

EMERGENCY RELIEF

Services Terminated, Central Office:

Agnes A. McVey, Secretary to Case Supervisor, services terminated, effective February 28, 1938.

Frank L. DeVita, Ledger Clerk, services terminated, effective February 28, 1938.

Emergency Appointments:

Agnes A. McVey, Secretary to Case Supervisor, salary \$1,320 per annum, effective March 1, 1938.

Frank L. DeVita, Family Visitor, salary \$1,200 per annum, effective March 1, 1938.

Returned to duty from two-third's compensation:

Carl Orth, Maintenance Man, returned from two-thirds compensation to full time duty dating from February 15, 1938.

Transfer:

Pauline Hillman, Stenographer, transferred to Clinton Hill, with no change in salary, effective March 1, 1938.

Services Terminated, Ironbound District:

Edith Vanderhoof, Typist, services terminated, effective February 28, 1938.

Emergency Appointment:

Edith Vanderhoof, File Clerk, salary \$960 per annum, effective March 1, 1938.

Transfer:

Edith Vanderhoof, File Clerk, transferred to Lincoln Park, with no change in salary, effective March 1, 1938.

Kathleen Brauman, Family Visitor, transferred to Norfolk District, with no change in salary, effective March 1, 1938.

Transfer, Clinton Hill District:

Timothy Brennan, Family Visitor, transferred to Lincoln Park, with no change in salary, effective March 1, 1938.

Fanny Fuino, Stenographer, transferred to Accounts and Finance, with no change in salary, effective March 1, 1938.

Services Terminated, Lincoln Park District:

James O'Neill, Family Visitor, services terminated, effective February 28, 1938.

Emergency Appointments:

James O'Neill, Intake Worker, salary \$1,440 per annum, effective March 1, 1938.

Stanley Okraninski Family Visitor, salary \$1,200 per annum, effective March 3, 1938.

Leave of Absence Without Pay:

Helen W. Devlin, Family Visitor, granted leave of absence, without pay, for one month, effective March 1st to 31st, inclusive, at her request.

Transfer:

Clara Lichtin, Intake Worker, transferred to Norfolk District, with no change in salary, effective March 1, 1938.

Lena Iannelli, Family Visitor, transferred to Norfolk District, with no change in salary, effective March 1, 1938.

John Menza, Family Visitor, transferred to Clinton Hill District, with no change in salary, effective March 1, 1938.

Mary DeLuca, File Clerk, transferred to Ironbound District, with no change in salary, effective March 1, 1938.

Emergency Appointment, Norfolk District:

Abner Kupperman, Family Visitor, salary \$1,200 per annum, effective March 3, 1938.

Transfer:

Bessie Andersen, Family Visitor, transferred to Ironbound District,

with no change in salary, effective March 1, 1938.

Maude E. Crews, Family Visitor, transferred to Lincoln Park District, with no change in salary, effective March 1, 1938.

Emergency Appointment, Lodging House:

Daniel Scarpone, Supervisor, salary \$1,800 per annum, effective March 4, 1938.

Additional Pay for Overtime:

Philip LaVia, Shoemaker, salary \$6 per day, is being paid on this pay roll for overtime work. He worked ten nights, effective February 21, 23, 24, 25 and 26, and March 1, 2, 3, and 4th, 1938, at \$.75 per night amounting to \$7.50.

Correction in Name, Maintenance Department:

Max Dogner, Intake Worker, name corrected to Max Bogner, effective March 1, 1938.

Emergency Appointment, Order Writing Division:

Sidney Grossman, Ledger Clerk, salary \$960 per annum, effective February 18, 1938.

NEWARK CITY ALMS HOUSE

Temporary Appointment:

Lillian Steckel, Resident Nurse, salary \$5 per day, four days, March 2, 3, 9, and 10, 1938.

Services Terminated:

Joseph C. Froehlich, Physician, services terminated, effective March 4, 1938.

NEWARK CITY HOME

Temporary Appointment:

Anthony Coppola, Fireman, salary

\$9.61 per day, four days, March 2, 4, 9 and 11, 1938.

EMPLOYMENT BUREAU

Dropped for Reason of Economy:

Harold Guerin, Employment Supervisor, dropped for reason of economy, effective March 10, 1938.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Jacob Fox has been duly engaged and authorized to act as Legislative Agent for the City of Newark, in attendance at the sessions of the State Legislature; and to advise upon matters of legislation relating to and concerning the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the sum of \$2,795.50 be and the same is hereby appropriated to Jacob Fox for services rendered as aforesaid, as set forth in copy of statement of account submitted by said Jacob Fox, attached hereto; and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make payment of the said sum of \$2,795.50 to said Jacob Fox for account rendered as per attached copy of statement of account.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

WHEREAS, there has been introduced in the New Jersey House of Assembly a bill known as Assembly Bill No. 453; and

WHEREAS, by the terms of the said bill, the State Tax Commissioner would be permitted to re-apportion the State franchise taxes for the year 1937; and

WHEREAS, the said franchise taxes for the year 1937 have already been distributed; and

WHEREAS, the re-distribution thereof at this time might serve to dislocate budgetary appropriations for the year 1938; and

WHEREAS, there is nothing in the proposed bill that gives assurance that the proposed re-apportionment by the State Tax Commissioner will be more equitable than the apportionment already made; and

WHEREAS, the proposed bill is retroactive legislation of doubtful constitutionality;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark:

1. That the City of Newark does oppose Assembly Bill No. 453; and
2. That the contents of this resolu-

tion be conveyed to the members of the Legislature.

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (F. B. Kaufman, owner); for the establishment and operation of an automobile parking station in a 2nd business district; premises 160-62 Washington Street; on condition that the station is maintained and operated in conformity with the rules of the Board of Adjustment, and that a five (5') foot wire fence is erected along both street lines except at the two eighteen (18') foot driveway; such use to be limited to the period ending one year from the date of approval by the Board of Commissioners;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in

opposition to this application? Is this a renewal?

Mr. Rankin: This is a new one and the Kent Garage opposed it and one other property owner.

Mayor Ellenstein: Where is this parking station?

Mr. Rankin: Warren and Washington, southeast corner. There used to be a gasoline station there.

Mayor Ellenstein: Would a week injure you to any extent? There is a re-routing of buses and it would be considered wise to refer it to Director Duffy's department for a survey of the locality. There are a number of buses being taken off Board Street and re-routed to Washington Street. I don't believe it would injure you to have it laid over for one week.

Mr. Caputo: I guess not. I thought they looked it over already.

Commissioner Byrne: I move you that it be referred to Director Duffy's department and the application be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., March 8, 1938.

The Board of Commissioners of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-

justment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928; (40; 55-39 Revised Statutes of 1937), that the following applications for a variance from the terms of the Zoning Ordinance be allowed;

*43-57 Passaic Street; Benjamin Wade Moreland; renewal of permit for used car sales lot and parking station; such use to be limited to the period of one year ending February 24, 1939.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

Received and filed.

Mayor Ellenstein: Is this a renewal?

Mr. Rankin: Yes, there were no objectors.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners

of the City of Newark that the following structure or use be allowed:

Application of Benjamin Wade Moreland (William Moreland, owner); for the renewal of permit for used car sales lot and parking station; premises 43-57 Passaic Street; such use to be limited to the period of one year ending February 24, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for February, 1938.

Department of Buildings for February, 1938.

Supervisor, Municipal Farmers' Market, for February, 1938.

Clerk of First District Court for February, 1938.

Clerk of Second District Court for February, 1938.

Superintendent of Alms House for February, 1938.

City Clerk (2) for February, 1938.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for February, 1938.

Thomas F. Guthrie, Clerk 1st Criminal

Court, Part Traffic, for February, 1938.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 1, for February, 1938.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 2, for February, 1938.

Robert J. Beckley, Clerk 3rd Criminal Court, for February, 1938.

Elizabeth S. Lewis, Clerk of Family Court, for February, 1938.

City Treasurer for February, 1938.

Comptroller for February, 1938.

CITY OF NEWARK, N. J.

DEPARTMENT OF REVENUE AND FINANCE

Newark, N. J., March 1, 1938.

To the Honorable
The Commissioners of the
City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of February, 1938:

RECEIPTS

Cash on hand Jan. 31, 1938	\$3,060,761.98	
Received from Comptroller February	5,119,048.21	
		<hr/>
		\$8,179,810.19

DISBURSEMENTS

By Warrant	\$5,214,793.32	
Without Warrant	9,557.64	
Returned Checks	5,933.58	
		<hr/>
		\$5,230,284.54
Cash on hand February 28, 1938		<hr/>
		\$2,949,525.65

Respectfully,

Vincent J. Murphy,
Director of Revenue and Finance.
By Joseph J. Kroehl.

COMPTROLLER'S REPORT

February, 1938

Assessments:

Paving Streets	\$ 1,142.40
House Sewers	569.35

Funds:

Schools, Current Expense	730,825.00
Redemptions	9,094.46
Farmer's Market Rents	314.50
Centre Market Rents	625.22
Green and Franklin Street Rent	265.00
Emergency Relief	310.35
Emergency Relief Administration	50.00
Outdoor Poor	620.00
City Hospital	2,824.17
Convalescent Hospital	50.00
Almshouse	30.00
U. S. Social Hygiene	2,500.00
Foreclosed Property Rents	97.00
Shade Trees	90.37
City Home	186.00
Gas Tax Refund	2,488.33
Est. H. C. Jones	1.14
Board of Adjustment	1.71
Fire Department	100.30
Bureau of Streets	508.61
Bureau of Sewers (House)	2,581.43
Bureau of Street Cleaning	1,010.19
Bureau of Docks	4,824.54
Bureau of Motors	75.26
Bureau of Sewers	75.00
Airport	12,083.58
Water Rents	190,550.59
200 Washington Street Corp.	833.33

Miscellaneous Revenue:

General Licenses	12,750.31
Dog Licenses	1,382.00
Beer Licenses	581.03
Fees	679.05
Building Department	240.81
Bureau of Combustibles	1,344.00
Jitneys	20,778.63
Library	1,457.45

Board of Health	\$ 1,549.64
City Hospital	51.39
Convalescent Hospital	6.91
Almshouse	5.95
Public Baths	1,325.56
Miscellaneous Rents	5,264.67
Police Courts	5,832.25
District Court	3,298.85
Market Plaza Lease	6,250.00
Market Plaza Parking Station	2,200.00
City Hall Parking Station	225.00
Police Department	134.56
Suspense Account	27.00
Fire Department	6.00
Army Base-Lease	16,666.67
Surplus Revenue	310.79
Cost of Sales	245.30
Searches	540.50
Personal Arrears Fees	483.00
Personal Arrears Penalties	79.15
Personal Arrears Costs	28.76
Personal Arrears Protest Fees	2.62
Bureau of Street Cleaning	56.47
Bureau of Sewers	80.00
Franchise Tax, 1938	102.18
Gross Receipts, 1938	37.61

Real Estate:

Taxes, 1938	4,144,278.13
Arrears—Real Estate, 1937	347,591.68
Arrears—Real Estate, 1936	126,576.24
Arrears—Real Estate 1935 and Prior	63,711.02
Personal Arrears, 1937	34,472.75
Personal Arrears, 1936	18,435.95
Personal Arrears, 1935 and Prior	8,903.56

Interests:

Real Estate	47,010.83
Personal Arrears	10,933.41
	<hr/>
	\$5,852,683.56
Less Returned checks \$5,933.58—Refund	
1,555.80	7,489.38
	<hr/>
	\$5,845,194.18

Vincent J. Murphy,
Director Revenue and Finance.

NEW JERSEY SUPREME COURT
No. 14166.

VINCENT J. MURPHY,
Relator,

vs.

BOARD OF COMMISSIONERS
OF THE CITY OF NEWARK,
Respondent,

ON MANDAMUS
PEREMPTORY WRIT OF
MANDAMUS.

STATE OF NEW JERSEY, ss:

The State of New Jersey to the
Board of Commissioners of the City
of Newark

GREETINGS:

1. WHEREAS the relator, Vincent J. Murphy, is a duly elected and qualified commissioner of the City of Newark, and has duly been designated as the Director of the Department of Revenue and Finance of the said City, and

2. WHEREAS the said City of Newark is a municipality which has since the year 1917 been operating under and by virtue of the Laws of 1911, page 462, and the several amendments thereof and the supplements thereto, commonly known as and hereafter referred to as the "Walsh Act," and

3. WHEREAS at a regular quadrennial election of Commissioners of the City of Newark on the 11th day of May, 1937, a new Board of Commissioners was duly elected, and

4. WHEREAS on the 18th day of May, 1937, the said Board of Commissioners appeared and were present at the first meeting of the Board of Commissioners of the City of

Newark, commonly called the Organization Meeting, and

5. WHEREAS at said meeting the said Board of Commissioners proceeded to organize the City Government, and in so doing made certain assignments of Departments to the Directorship of individual Commissioners, and assigned and distributed certain powers and duties to the five departments provided by the said Walsh Act, and

6 WHEREAS the said Board of Commissioners did fail and refuse to assign to any Department, or to any individual Commissioner as Director, the supervision over or charge of the following subordinate agencies of the Municipal Government to wit: the Law Department; the Office of the City Clerk; the Department of Central Purchase; the Board of Assessment and Revision of Taxes; the Board of Assessment for Local Improvements and the Board of Adjustment, and

7. WHEREAS by virtue of Section 4 of the said Walsh Act all powers and duties executive, administrative, judicial or legislative of the City Government must be distributed into and among the five major Departments of the City Government, and

8. WHEREAS the aforesaid omission on the part of the respondent to distribute into and among the said five major Departments of the City Government the power and duties relating to the six subordinate agencies of government above described constituted a violation of the Walsh Act, and

9. WHEREAS, a resolution of August 11, 1937, purporting to distribute the said six subordinate agencies of government to the five major Departments of the said City government was not a compliance with the directions of the said Walsh Act, and

10 WHEREAS the said respondent has failed and refused to assign or distribute any of the said six subordinate agencies of government individually to any individual department, and in so doing has acted in violation of the directions of the said Walsh Act; and

11. WHEREAS the said Vincent J. Murphy, relator, has heretofore besought us in our said Supreme Court, before the Justices thereof, to award him our writ of mandamus in this behalf, directed to you, commanding and enjoining you to assign and distribute the supervision of the Law Department, of the Office of the City Clerk, of the Department of Central Purchase of the Board of Assessment and Revision of Taxes, of the Board of Assessment for Local Improvements and of the Board of Adjustment, each and severally to certain individual specified departments of the City government respectively, and our Supreme Court, held at Trenton, before the Justices thereof, having lately, by the judgment of the same Court, considered, adjudged and ordered that a peremptory writ of mandamus should issue directed to the Board of Commissioners of the City of Newark commanding it, and each of the said Commissioners, to assign and distribute the supervision of the Law Department, of the Office of the City Clerk, of the Department of Central Purchase, of the Board of Assessment and Revision of Taxes, of the Board of Assessment for Local Improvements and of the Board of Adjustment, each and severally to certain individual specified departments of the City government respectively.

We, therefore, do command you that you do forthwith assign and dis-

tribute the supervision of the Law Department, of the Office of the City Clerk, of the Department of Central Purchase, of the Board of Assessment and Revision of Taxes, of the Board of Assessment for Local Improvements and of the Board of Adjustment, each and severally to certain individual specified departments of the City government respectively.

Witness Thomas J. Brogan, Chief Justice of our Supreme Court, at Trenton the 7th day of March, in the year of our Lord One Thousand Nine Hundred and Thirty-eight.

Fred L. Bloodgood,
Clerk.

Thomas L. Parsonnet,
Attorney.

Ordered filed.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOE. M. BYRNE, JR.
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., March 16, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Franklin, Murphy.

Absent: Commissioner Duffy, Mayor Ellenstein.

Commissioner Murphy, presiding.

Acting Mayor Murphy: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we suspend the reading of the minutes of the previous meeting.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Yeas: Commissioners Byrne, Franklin, Murphy.

The City Clerk presented An Ordinance to prohibit the sale of Groceries in the City of Newark between certain hours on the first day of the week, commonly called Sunday, and providing penalties for the violation thereof, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move

further consideration of this ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of bonds of the City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move further consideration of this ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

The City Clerk presented An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark, adopted January 8, 1930, and stated that today was the time fixed for hearing on the same.

Acting Mayor Murphy: There are only two members of the Commission to vote on it. My position in not recognizing the inter-departmental set-ups is in line with the decision of the courts. It will have to be deferred for at least one week.

Mr. William Greenbaum: We have all these people here who are in favor of the ordinance.

Acting Mayor Murphy. I am very sorry. That has been my position and the court has sustained the position I have taken and the Commission is now going to take that into consideration. In the meantime I am unable to vote on this matter.

Commissioner Franklin: I move you that further consideration of this ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Thirty-four Thousand Five Hundred Thirteen Dollars and Seventy-two cents (\$34,513.72) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$ 34,513.72

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Ninety-three Thousand Six Hundred Seventy-Four Dollars and Seventy-One Cents (\$93,674.71) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the

Inter-Departmental Department, as follows:

Law Department	\$ 42.59
Central Purchase	104.12
Free Library	43,500.00
Fire and Police Pension Fund	50,000.00
City Sundries (Court Costs)	28.00
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	\$ 93,674.71

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Two Thousand Two Hundred Fifty Dollars (\$2,250.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Uncompleted Contract, Tax Revaluation	\$ 700.00
Bureau of Tax Revaluation	1,550.00
	<hr/>
	\$ 2,250.00

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Four Hundred Twenty-Six Dollars

(\$426.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 42.00
Comptroller's Office	15.00
Auditor's Office	40.00
Treasurer's Office	4.00
Street Improvement charges	325.00
	<hr/>
	\$ 426.00

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Twenty Thousand, Six Hundred Eighty-Seven Dollars and Twenty-eight Cents (\$20,687.28) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance, from March 1 to 15, 1938, as follows:

Director's Office	\$ 1,241.65
Comptroller's Office	3,586.53
Tax Installment Bureau....	362.49
Auditor of Accounts	1,970.00
City Treasurer's Office	979.97
Receiver of Taxes	2,102.03
Arrears of Personal Taxes ..	1,576.15
Board of Assessment and Revision of Taxes	7,519.34
Revaluation Bureau	404.14
Assessments for Local Improvements	944.98
	<hr/>
	\$ 20,687.28

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Twenty-Five Dollars (\$25.00) be and the same is hereby appropriated to the person named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Police Courts	\$25.00
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M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Two Hundred Twenty-Eight Thousand, Six Hundred Fifty-Eight Dollars and Forty-Three Cents (\$228,658.43) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety, from March 1 to 15th, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	847.90
Building Division	3,169.73
Electrical Division	2,317.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Fire Division	84,083.47
Police Division	135,275.32
	<hr/>
	\$228,658.43

M. P. Duffy
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Sixty-Eight Thousand One Hundred Ninety-Four Dollars and Ninety-Nine Cents (\$68,194.99) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Reserve for uncompleted contract (Newark City Hospital)	\$ 10,875.00
Newark City Alms House	5,334.07
Newark City Home	3,802.72
Bureau of Health	8,760.38
Bureau of Baths	885.15
Convalescent Hospital	3,133.86
Newark City Hospital	4,863.89
Newark City Hospital	31,039.92
	<hr/>
	\$ 68,194.99

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Eight Hundred Fifty-Six Dollars and Eighty-Six Cents (\$856.86) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and

claims of the Department of Public Works, as follows:

Emergency Relief Administration	\$ 856.86
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Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Eighty-Nine Thousand, Two Hundred Fifty-Five Dollars and Thirty-four Cents (\$89,255.34) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of March, 1938, as follows:

Director's Office	\$ 1,681.65
Employment Bureau	1,055.47
Bureau of Health	24,558.54
Newark City Hospital	24,267.50
Convalescent Hospital	2,009.32
Newark City Home	3,425.71
Bureau of Baths	5,298.14
Newark City Alms House	2,629.28
Ivy Hill Power Plant	2,526.26
Outdoor Poor	2,007.48
Emergency Relief—Administration	19,795.99
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	\$ 89,255.34

Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Three Hundred Nine Thousand, Five Hundred Seventy-Six Dollars and Sixty-four Cents (\$309,576.64) be and the same is hereby appropriated to the City Treasurer, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Direct\$309,576.64

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of One Thousand, One Hundred Thirty Dollars and Thirty-three Cents (\$1,130.33) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 10.95
Reserve for Uncompleted Contracts	970.00
Shade Tree	107.21
Smoke Abatement	19.64
Weights and Measures	22.53
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	\$ 1,1230.33

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Fifteen Thousand, Five Hundred Eleven Dollars and Forty-Five Cents (\$15,511.45) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from March 1st to March 15th, 1938, inclusive, as follows:

Director's Office	\$ 798.33
Smoke Abatement	154.16
Public Buildings	9,262.42
Municipal Farmers' Market	295.82
Weights and Measures	1,347.91
Printing and Stationery..	167.00
Shade Tree	1,492.49
Bureau of Docks	1,024.16
Construction Account W. P. A. Docket N. J. No. 1302	823.33
Public Buildings W. P. A. Project No. 1485-7....	145.83
	<hr/>
	\$ 15,511.45

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Four Thousand, Four Hundred Sixty-Four Dollars and Seventy-Nine Cents (\$4,464.79) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending March 9th and March 12th, 1938, inclusive, as follows:

Shade Tree	\$ 2,359.75
Bureau of Docks	809.04
Public Buildings	1,296.00
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	\$ 4,464.79

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Nine Hundred Thirty-Three Dollars and Eleven Cents (\$933.11) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Docks	\$933.11
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Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Forty-Five Thousand, Three Hundred Ninety-Five Dollars and Ninety-Seven Cents (\$45,395.97) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Semi-monthly Payroll, period March 1st-March 15th, 1938, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,517.49
Bureau of Lighting	420.00
Bureau of Streets	4,849.91
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,180.74
Bureau of Surveys	3,036.66
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,906.98
Airport Construction	3,253.32
Newark Labor Relations Board	238.33
City Railway	854.16
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	\$ 45,395.97

Vincent J. Murphy
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of Thirty-Six Thousand, Three Hundred Eighty-Nine Dollars and Eighty-one Cents (\$36,389.81) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Weekly Payroll, Period ending March 9, 1938:

Newark Airport	\$ 2,777.45
Bureau of Motors	2,660.81
Bureau of Streets	2,167.36
Bureau of Sewers	837.63
House Sewer Connections	265.88

Bureau of Street Cleaning	18,374.79
Bureau of Water	9,305.89
	<u>\$ 36,389.81</u>

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of One Hundred Five Thousand, Nine Hundred Forty-one Dollars and Sixty cents (\$105,941.60) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 15,733.13
Public Lighting	32,799.51
Newark Airport	2,264.86
Streets	8,094.61
Sewers	402.13
House Sewer Connections	193.96
Director's Office	29.88
Surveys	33.48
Motors	9,574.94
Street Cleaning	3,241.09
Airport Construction	33,214.11
	<u>\$105,941.60</u>

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of

Twelve Thousand, Seven Hundred Sixty-nine Dollars and Eighty Cents (\$12,769.80) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
W. P. A.	\$ 8,513.13
Sewer Construction	
W. P. A.	4,256.67
	<u>\$12,769.80</u>

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of One Million, Fourteen Thousand, One Hundred Eighty-Five Dollars and Eighty-Nine Cents (\$1,014,185.89) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$1,014,185.89
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Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

RESOLVED: That the sum of

Twelve Thousand Two Hundred Twenty-two Dollars and Thirty cents (12,222.30) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-Departmental Department from March 1st to March 15th, 1938, as follows:

Law Department	\$ 3,912.45
City Clerk	3,054.07
Elections	365.00
First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment—	
Zoning	460.00
Central Purchase	2,147.48
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	\$12,222.30

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

WHEREAS, The Builders Material Supply Company, located at No. 634 Ogden Street, Newark, New Jersey, was assessed for the year 1935, at a valuation of \$25,000.00; and,

WHEREAS, The Board of Assessment and Revision of Taxes subsequently reduced said assessment to a valuation of \$12,500.00; and,

WHEREAS, the original assessment of \$25,000.00 was inadvertently allowed to remain on the assessment rolls and the reduced assessment of \$12,500.00 was never carried into effect;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that assessment of \$25,000.00 originally levied against

the Builders Material & Supply Company, for the year 1935 be reduced to the valuation of \$12,500.00 and that the Tax Receiver be and he is hereby authorized to make the same reduction on his records.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

WHEREAS, at a meeting of the Board of Commissioners held on March 2, 1938, a committee from the Workers' Alliance, an organization representing unemployed on relief and on WPA Projects, appeared before the said Board of Commissioners and complained that when men on relief have been placed on WPA Projects, the amount of pay received has been less than the amount received by the men on relief; and,

WHEREAS, the said Committee from the Workers' Alliance requested the Board of Commissioners to intercede in their behalf and to assist in furthering some adjustment of this condition, so that when a man is taken from the relief rolls he will be given employment at pay of the same amount that he received while on relief rolls; and,

WHEREAS, the said Committee requested that a petition be addressed to the President of the United States, the Administrator of the WPA, the United States Senators and Members of Congress from New Jersey, pointing out the condition as it exists, and asking that they inquire into the conditions aforesaid and bring about some satisfactory determination of same;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the request of the Workers' Alliance, as aforesaid, be and it is hereby concurred in; and,

BE IT FURTHER RESOLVED, That the Board of Commissioners do hereby petition the President of the United States, the Administrator of the WPA, United States Senator Smathers and United States Senator Milton, and the very honorable representatives in Congress of the State of New Jersey, to inquire into the situation as submitted by the Workers' Alliance concerning the matter as hereinbefore presented, and do respectfully ask that the pay of a worker on a WPA Project be at least the amount the worker would receive from the relief provided by the municipality, which sum has been determined to be necessary for the maintenance of the said Worker and his family.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

WHEREAS, The City of Newark is the owner of a certain tract of land and premises situated in The City of Newark, County of Essex and State of New Jersey, being known and designated as No. 10-14 Van Vechten Street, Block No. 3758, Lot No. 20, on the Assessment Maps of The City of Newark, and more particularly described as follows:

Known and designated as Lots Nos. 91, 92, 93 and 94, upon a certain map entitled "Map of Property of Johnson Estate, situated in Newark, Essex County, and Elizabeth, Union County, N. J., surveyed by Harrison R. Van Duyne, Civil Engineer and Surveyor, 9/11/23" and filed in Register's Office, Essex County, on November 16, 1923 and also filed in Register's Office of Union County 11/23/23.

being the same premises acquired by The City of Newark upon foreclosure of tax title, and which Final Decree was filed in the Register's Office of the County of Essex, New Jersey, on the 31st day of December, 1936, and recorded in Book R-91 of Deeds for said County, on pages 64-65; and,

WHEREAS, said lands are not suitable or convenient or needed for public use by said The City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that by virtue of Chapter 152 of the Laws of 1917 of The State of New Jersey, and the amendments and supplements thereto, (Rev. St. N. J. 1937, 40: 60-26) the said lands heretofore described be sold at public sale to the highest bidder, for cash, after public advertisement given in a newspaper circulating in the municipality at least once a week, during two consecutive weeks, the last publication to be not more than seven days prior to the sale; and,

BE IT FURTHER RESOLVED, That the Director of the Department of Parks and Public Property be and he is hereby authorized to sell said lands to the highest bidder, for cash, provided that the highest offer received at such public sale shall, in the opinion of the said Director of the Department of Parks and Public

Property, be a fair and equitable one, and to the best interests of The City of Newark to accept; and the said Director of the Department of Parks and Public Property shall however have the right to reject any and all bids received pursuant to the advertisement and proposal above mentioned; and,

BE IT FURTHER RESOLVED, That the Director of the Department of Parks and Public Property and the City Clerk are hereby authorized and directed to execute a Bargain and Sale Deed to the purchaser, upon compliance with the conditions of sale, and subject to the authority of the said Director of the Department of Parks and Public Property, as hereinbefore set forth; said Deed to be approved as to form by the Corporation Counsel.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

WHEREAS, on February 1, 1938, the Director of the Department of Parks and Public Property offered for sale and received bids for all the right, title and interest of The City of Newark in and to the land situated at 242-248 Belmont Avenue, and running through and also including 218-234 Livingston Street, in the City of Newark, Essex County, New Jersey, and more particularly described as follows:

BEGINNING in the westerly line of Belmont Avenue 163.82' northerly from Rose Street, said beginning point being the northeasterly corner of lot 17 on Block 2580, as shown on the Tax Maps of the

City of Newark, thence (1) northerly along Belmont Avenue 95' to a corner, said corner being 580' southerly from Sidney Street (now vacated); thence (2) westerly at right angles to Belmont Avenue and along southerly line of lot 12, Block 2580, 100'; thence (3) northerly parallel with Belmont Avenue 40' to the southeasterly corner of lot No. 38 on block 2580; thence (4) westerly along said southerly line of lot 38 on Block 2580 and at right angles to Livingston Street and along line of said lot 111' to a point in the easterly line of Livingston Street 540' southerly from Sidney Street (now vacated); thence (5) southerly along the east line of Livingston Street 243.25' to northwesterly corner of lot 26 on Block 2580, said corner being 60.37' northerly from northerly line of Rose Street; thence (6) easterly at right angles to Livingston Street and along the northerly line of lots 25 and 26 on Block 2580, 110' to a point in the rear line of lots fronting on Belmont Avenue; thence (7) northerly along rear line of lots fronting on Belmont Avenue 8.07', easterly 1' northerly 110.18 to northwest corner of lot 17 on Block 2580; thence (8) easterly along the northerly line of lot 17 on Block 2580 and at right angles to Belmont Avenue 100' to westerly line of same and beginning.

Recites: Being known as lot 16 on Block 2580 as shown on the Block Maps of the City of Newark. Also known as 242-8 Belmont Avenue and 218-34 Livingston Street. Same conveyed to (1) by deed U 41-141 and by death and will of Emil Kohn, Will Book B 5-409.

and,

WHEREAS, the said premises are appraised at \$19,993.00, and the highest offer received was \$10,500.00, which, in the judgment of the said Director of the Department of Parks and Public Property, is considered inadequate consideration for the aforesaid right, title and interest in the said land; and

WHEREAS, it is deemed for the best interests of the City that the said highest offer of \$10,500.00, and all the bids received, should be rejected, and the said right, title and interest of the City in the aforesaid land be readvertised for sale; and

WHEREAS, said lands are not suitable or convenient or needed for public use by said City of Newark;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that all bids for the right, title and interest of The City of Newark in and to the land located at 242-248 Belmont Avenue, and running through to and also including 218-234 Livingston Street, in the City of Newark, Essex County, New Jersey, which were received by the Director of the Department of Parks and Public Property on February 1, 1938, be and the same are hereby rejected, and the said Director of the Department of Parks and Public Property be and he is hereby authorized and directed to readvertise for sealed proposals for all the right, title and interest of The City of Newark in and to the land located at 242-248 Belmont Avenue, and running through to and also including 218-234 Livingston Street, in the City of Newark, Essex County, New Jersey, being more particularly described above, bids to be received at the office of the said Director on such date and at such hour as he shall in such advertisement designate; and the said

Director of the Department of Parks and Public Property shall have the right to reject any and all bids received pursuant to the advertisement and proposal above mentioned; and

BE IT FURTHER RESOLVED, that the Director of the Department of Parks and Public Property and the City Clerk are hereby authorized and directed to execute a Bargain and Sale deed to the purchaser upon compliance with the conditions of sale.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

WHEREAS, on February 1, 1938, the Director of the Department of Parks and Public Property offered for sale and received bids for all the right, title and interest of The City of Newark in and to the land and building located at 542-544 Ferry Street, in the City of Newark, Essex County, New Jersey, and more particularly described as follows:

FIRST TRACT

BEGINNING in the northerly line of Ferry Street at a point therein distant easterly 384.04' from the northeast corner of Chapel Street and Fleming Avenue (formerly Bowery Street); thence N. 6 degrees 39 minutes W. 100'; thence north 89 degrees 34 minutes East 50' plus or minus to east line of property formerly belonging to Levy Dayton; thence south 6 degrees 6 minutes east 100' to the northerly line of Ferry

Street, thence along the northerly line of Ferry Street South 89 degrees 34 minutes west 50' to the point of beginning.

Recites: Being known and designated as part of Lot 28, Block 2466 on the official block maps of the City of Newark, New Jersey. Being the same premises conveyed by Executors of Levy Dayton to the Mayor and Common Council of the City of Newark by deed dated December 13, 1900, and recorded in the office of the Register of Essex County in Book U 33 page 449.

SECOND TRACT

BEGINNING at the northeast corner of the Engine House property belonging to the City of Newark; said northeast corner being located 100' north, being on a course of North 6 degrees 22 minutes West from a point in the north line of Ferry Street distant 434.04' East from the East line of Chapel Street; thence running along land now or formerly belonging to the Estate of Christian Koegel North 6 degrees 22 minutes West 25' to South line of land conveyed to the North Tube and Metal Works; thence along same south 89 degrees 34 minutes West 50.62' thence South 6 degrees 39 minutes east 25'; thence north 89 degrees 34 minutes East being parallel with Ferry Street 50.51' to the point or place of beginning.

Recites: Being known and designated as a part of lot 28 Block 2466 on the official block maps of the City of Newark, New Jersey. Being the same premises conveyed by Christian Feigenspan, a Corporation, to the Mayor and Common Council of the City of Newark by deed dated July 25, 1910, and recorded in the office of the Register of Essex County in Book Q 47, page 184.

and,

WHEREAS, the property is appraised at \$5,400.00, and the highest offer received was \$3,600.00, which, in the judgment of the said Director of the Department of Parks and Public Property, is considered inadequate consideration for the aforesaid right, title and interest of the City in the said premises; and,

WHEREAS, it is deemed for the best interests of The City of Newark that the said highest bid of \$3,600.00, as well as all the bids received, should be rejected, and the said right, title and interest of the City in the aforesaid land and building be readvertised for sale; and

WHEREAS, said lands are not suitable or convenient or needed for public use by said City of Newark;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that all bids for the right, title and interest of The City of Newark in and to the land and building located at 542-544 Ferry Street, in the City of Newark, Essex County, New Jersey, which were received by the Director of the Department of Parks and Public Property on February 1, 1938, be and the same are hereby rejected, and the said Director of the Department of Parks and Public Property be and he is hereby authorized and directed to readvertise for sealed proposals for all the right, title and interest of The City of Newark in and to the land and building located at 542-544 Ferry Street in the City of Newark, Essex County, New Jersey, being more particularly described above, bids to be received at the office of the said Director on such date and at such hour as he shall in such advertisement designate; and the said Director of the Department of Parks and Public Property shall have the right to re-

ject any and all bids received pursuant to the advertisement and proposal above mentioned; and

BE IT FURTHER RESOLVED, that the Director of the Department of Parks and Public Property and the City Clerk are hereby authorized and directed to execute a Bargain and Sale deed to the purchaser upon compliance with the conditions of sale.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

WHEREAS, Joseph M. Byrne, Jr. Director of the Department of Parks and Public Property, is causing to be filed with the United States Works Progress Administration, a project application for enlarging the present Police Garage, installation of a new heating system and construction of an addition to the garage at 42 Franklin Street, Newark, New Jersey; and

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$11,827.00 is contingent upon the expenditure of \$7,831.70 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property is hereby authorized to expend the sum of \$7,831.70 for the purpose aforesaid.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED, that the sum of Two Thousand Two Hundred Fifty Dollars (\$2,250.00) be and the same is hereby appropriated to John A. Linnett, Counsellor of Ratables, on account of services rendered from December 1st, 1937, to March 7th, 1938;

This is in addition to the amount authorized from September 1, 1937, to November 30, 1937, making a total of Four Thousand Two Hundred Fifty Dollars (\$4,250.00).

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

WHEREAS, the Board of Commissioners of the City of Newark, N. J., at their weekly meeting held August 11, 1937, adopted a resolution numbered 569, authorizing the cancellation of liens on land known as Block 3044, Lot 44, and

WHEREAS, this resolution should have read Block 3044, Lot 34; and

WHEREAS, this error was discovered by the City Auditors who requested that a corrected resolution be presented to the Board of Commissioners;

THEREFORE BE IT RESOLVED,

that a new resolution replace resolution numbered 569 with the correction of the property to read Block 3044, Lot 34.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for the hauling of wood to and from the various distributing stations of the Emergency Relief in accordance with the specifications.

Bids to be received by the Director of the Department of Public Works from 10:00 to 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED, that Melinda Scott be and she is hereby appointed a member of the Board of Assessment and Revision of Taxes, to take the place of Frank Williams, resigned, at an

annual salary of Four Thousand Dollars (\$4,000.00) to be paid semi-monthly as other salaries are paid, said appointment effective as of March 15th, 1938; and the City Clerk is hereby directed to place her name upon the payroll.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

WHEREAS, The City of Newark, in conjunction with the Works Progress Administration, is conducting a Project known as W. P. No. 336-7, Sections 1 and 2, known as the Sewing Room Project; and

WHEREAS, the Works Progress Administration has agreed to employ fifty (50) additional seamstresses on the aforesaid project, pursuant to an exemption granted under date of February 23, 1938; and

WHEREAS, under the terms of the Project agreement The City of Newark is required to pay for the materials purchased and used in said Project at the rate of Ten Dollars (\$10.00) per month per person engaged in said Project;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that in the interest of obtaining additional employment for fifty (50) seamstresses, the sum of Ten Dollars (\$10.00) per month per additional person engaged in said Project, be and the same is hereby appropriated.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

The City Clerk presented the application of Nick Caputo (F. B. Kaufman, owner); for the establishment and operation of an automobile parking station in a 2nd business district; premises 160-162 Washington Street; on condition that the station is maintained and operated in conformity with the rules of the Board of Adjustment, and that a five (5') foot wire fence is erected along both street lines except at the two eighteen (18') foot driveways; such use to be limited to the period ending one year from the date of approval by the Board of Commissioners.

Acting Mayor Murphy: If there is no objection it will be laid over for one week. I explained my position on the inter-departmental set-ups.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

The following communication was received and read:

BOARD OF ADJUSTMENT.

Newark, N. J., March 15, 1938.

The Board of Commissioners of the City of Newark.
Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your

Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

795-803 McCarter Highway; E. Alan Bush Company, the establishment and operation of a gasoline station in a 2nd business district; on condition that the station is constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date of approval hereof.

418-426 Mount Prospect Avenue; William Seligman; the construction of an apartment house beyond the required setback line; same to be constructed in accordance with the plans on file with the Board of Adjustment.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

The above matters to be heard by the Board of Commissioners at its meeting of March 23, 1938.

Received, copy to be sent to each Commissioner and further action postponed to March 23, 1938.

MONTHLY REPORTS OF INTER-DEPARTMENTAL DEPARTMENTS

The following Inter-departmental Department reports for the month of February, 1938, were received and ordered filed:

City Clerk.

Corporation Counsel.

Board of Adjustment.

Municipal Board of Alcoholic Beverage Control.

Department of Central Purchase.

Annual Reports for the year 1937 from the following Departments were received and ordered filed:

City Clerk.

Law Department.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy.

APPROVED:

VINCENT J. MURPHY,
JOS. M. BYRNE, JR.,
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., March 23, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to repeal an Ordinance entitled: "An Ordinance to establish a Newark Housing Authority," adopted October 13, 1937.

The Board of Commissioners of the City of Newark Do Ordain:

Section 1. That an ordinance entitled, "An Ordinance to Establish a Newark Housing Authority," adopted October 13, 1937, be and the same is hereby repealed.

Section 2. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that April 6th, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to regulate and control the materials used in the manufacture of meat products and the inspection of same, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move the ordaining clause be stricken out.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to prohibit the sale of groceries in the City of Newark between certain hours on the first day of the week, commonly called Sunday and providing penalties for the violation thereof, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move this ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of bonds of The City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require moving vans and other persons in the trucking business to secure permits for the moving of personal property in the City of Newark and providing for the issuance of such permits upon payment of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move it be laid over for two weeks.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require Constables to give notice to municipalities of all sales and other proceedings affecting personal property therein and providing for the distress thereof for arrears of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move it be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing compensation for the members of the Board of Adjustment of the City of Newark, under the provisions of Chapter 274, of the Laws of 1928, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move that further consideration of this ordinance be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend and supplement an ordinance entitled, "An Ordinance to license and regulate billiard rooms, pool rooms, restaurants—other than hotel restaurants—cigar stores, boot blacking parlors, bowling alleys —

other than bowling alleys in licensed saloons and incorporated clubs—and such other places as may exist wherein other games of skill may be carried on and conducted,” adopted January 24, 1918, as amended and supplemented, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance to amend and supplement an ordinance entitled: “An Ordinance to license and regulate billiard rooms, pool rooms, restaurants—other than hotel restaurants—cigar stores, boot blacking parlors, bowling alleys—other than bowling alleys in licensed saloons and incorporated clubs—and such other places as may exist wherein other games of skill may be carried on and conducted,” adopted January 24, 1918, as amended and supplemented.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the title of “An Ordinance to amend and supplement an ordinance entitled ‘An

Ordinance to license and regulate billiard rooms, pool rooms, restaurants—other than hotel restaurants—cigar stores, boot blacking parlors, bowling alleys—other than bowling alleys in licensed saloons and incorporated clubs—and such other places as may exist wherein other games of skill may be carried on and conducted," adopted January 24, 1918, as amended and supplemented," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend and supplement an ordinance entitled, "An Ordinance to license and regulate billiard rooms, pool rooms, restaurants—other than hotel restaurants—cigar stores, boot blacking parlors, bowling alleys—other than bowling alleys in licensed saloons and incorporated clubs—and such other places as may exist wherein other games of skill may be carried on and conducted," adopted January 24, 1918, as amended and supplemented.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance creating a Night Police Court in The City of Newark, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioners Byrne, Murphy.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance creating a Night Police Court in The City of Newark.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioners Byrne, Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioners Byrne, Murphy.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioners Byrne, Murphy.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioners Byrne, Murphy.

Commissioner Duffy moved that the title of "An Ordinance creating a

Night Police Court in The City of Newark," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioners Byrne, Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance creating a Night Police Court in The City of Newark.

The Ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioners Byrne, Murphy.

The City Clerk presented An Ordinance creating the Housing Authority of The City of Newark, New Jersey, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Murphy moved that the public hearing be closed.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the following ordinance be taken up on second reading:

An Ordinance creating the Housing Authority of The City of Newark, New Jersey.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance creating the Housing Authority of The City of Newark, New Jersey," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance creating the Housing Authority of The City of Newark, New Jersey.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8,

1930, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

Mr. Leon Sachs, 17 Academy Street: I addressed you inside asking that action on this ordinance be deferred for a period of two weeks. I explained I was interested in that particular portion of the ordinance which changes the restricted area around Chancellor Avenue and Elizabeth Avenue from a first class district to a third class district. That was the only interest I had in the ordinance. I have here the signatures of approximately 18 or 19 people. This list comprises over 90 per cent of the people that will be affected by that particular change.

Mayor Ellenstein: That takes in the two blocks on Elizabeth Avenue bounded by Hansbury Avenue and Wilbur Avenue?

Mr. Sachs: Yes: that is right. I have here the signatures of the people who will be affected by that particular change.

Mayor Ellenstein: How many people would actually be affected if it only takes in those two strips? The others along Elizabeth Avenue are similarly zoned for apartments, and the recommendation comes from the Zoning Board, and it ought to be straightened out along that line. Elizabeth Avenue is a main artery; it faces the park; and, as you know, there isn't very much vacant property in the City of Newark, and if the city is going to progress in population it must be in the air. And while we do want to conserve those portions of the city that are especially allocated for residential sections,

such as one-family houses, there should be a provision for apartment sites as well.

Mr. Sachs: It is our contention that the passing of this amendment will lessen the value of all the property at least 40 per cent.; and, as I said, over 90 per cent. of the people who are going to be specifically affected are resisting this particular change.

Mayor Ellenstein: You are asking for an adjournment?

Mr. Sachs: That is what I would like to ask.

Mayor Ellenstein: Is there any objection?

Mr. William L. Greenbaum: Yes. I represent all of these people who are present here, with the exception perhaps, of this gentlemen's client. We were here last week. This matter has been pending now, I think, for almost two months, and has been advertised, and this is the first objection we have heard. We were here at the last meeting, and, for some reason or other it was put over for another week. I do not see what advantage or what purpose an adjournment would serve. I think we could argue the merits of this question today, and I do not know what could be accomplished by putting it over another week.

Commissioner Franklin: How many people are there who are opposed to it?

Mr. Greenbaum: Only one. The rest favor it.

Mayor Ellenstein: As I understand, there are two parcels, one that restricts the area to one-family houses, and the other that raises it from two-family houses to a third class dis-

tract which would permit apartment houses, and your group is not interested on that phase of it.

Mr. Greenbaum: No, sir.

Mayor Ellenstein: So there are two questions involved. However, the point is, the question of adjournment. Now, Mr. Greenbaum objects to the adjournment on the ground that his people came here last week and came from their respective businesses, some of them housewives, and it is a hardship for them to come here. Now, why didn't you inform Mr. Greenbaum that you were going to apply.

Mr. Sachs: I didn't know Mr. Greenbaum was in it until about five minutes ago out in the hall. This is our first appearance. It takes quite some time for the people in general to get behind something like this and it was just yesterday that we went out and got these petitions signed.

Mr. Greenbaum: Mr. Mayor, it seems to me that an adjournment of this matter would be a useless gesture, for this reason: As I recall, you have only two sites there which are involved, which my friend is submitting to you. Now, all along Elizabeth Avenue from Meeker Avenue all the way up you have apartment houses on every corner. Now, is this Commission going to say that you cannot put apartment houses on these two corners while you can put them on every other corner along the line? If you did that, I don't think that could stand up, because it would be rather detrimental to these individual owners who own these properties.

Mayor Ellenstein: Isn't it discriminatory to have Elizabeth Avenue, zoned, for instance, between Hansbury Avenue and Keer Avenue and between Keer Avenue in the city line, and then again from Wilbur Avenue

to Vassar Avenue for apartments, and leave out those two?

Mr. Sachs: I don't think so.

Mayor Ellenstein: Don't you think that is discriminating against those people who live on these side streets? Aren't we confronted with this: After all, we must progress. Things do change. There is the logical place for apartment houses, along Elizabeth Avenue, opposite the park, and I do not see how it would seriously affect property values.

Mr. Sachs: The point I have to make is this: you have to take into consideration the type of properties along this particular district, Chancellor Avenue and Hansbury Avenue, in comparison with the type of properties on the other streets.

Mayor Ellenstein: What is the matter with Keer Avenue? One side of Hansbury Avenue might be affected: that is zoned for apartment houses.

Mr. Sachs: I have this to state, all the properties in this particular area are valued around approximately \$20,000 or \$25,000, as I understand it, as my clients inform me, and they feel that it will at least lessen their value at least 40 per cent.

Mayor Ellenstein: That has not been the experience on these other streets.

Mr. Sachs: I am not prepared to argue whether it is or not. The purpose of the adjournment, since this is my first appearance, was to present such testimony before the Commissioner.

Mayor Ellenstein: Now, of course, there is opposition. I assume the Commission has no objection, providing the proponents of the ordinance have similarly no objection to a post-

ponement, but, after all, it is unfair to ask these people to come down here two successive Wednesdays, and you come down at the last moment. These people who oppose it could not have been opposed to any great degree when they let that time elapse.

Commissioner Byrne: Are those the only two pieces of property on which there are not any apartments in that whole neighborhood?

Mr. Greenbaum: Yes.

Mr. Sachs: You were not here when I made the point that the objections are not inconsistent with Mr. Greenbaum's. In other words, if the amendment is passed in his favor my portion can still be left out. He is not affected because my territory does not change his territory.

Commissioner Byrne: Is that so?

Mr. Greenbaum: That is true, yes, sir.

Mr. Sachs: In other words, as I see it, if the ordinance is passed in his favor and that particular portion is left out, I can see no objection on Mr. Greenbaum's part, he will get what he wants, and there is no one proposing to pass the particular amendment affecting the portion I am opposed to.

Mayor Ellenstein: Out of fifteen names you have ten on Chancellor Avenue. Now, Chancellor Avenue is a main artery. How would a man at 50 Chancellor Avenue, a man by the name of Nerkin be affected by zoning for apartments on Elizabeth Avenue? How would his property be affected?

Mr. Sachs: That is what I wanted to present to the Commissioners. I wanted to get testimony from experts. That is the reason why I was

asking for the adjournment. I feel it will; it changes the whole territory there.

Mayor Ellenstein: This recommendation comes from the Zoning Board, and I can see it is well merited, it ought to be uniform. As a matter of fact, it is discriminatory as it is now. What right has the City Commission to say you can build apartment houses on Elizabeth Avenue from Meeker Avenue to the City Line but leave out those two blocks?

Mr. Sachs: Previously the Zoning Board permitted unrestricted territory and people built their homes accordingly. They felt they were building in a first class residential district and put up the type of homes that fit that particular district. Now that district is being changed and their property, they are going to lose by it.

Mayor Ellenstein: That was changed a long time ago. This is just correcting a situation that was overlooked. For instance, from Meeker Avenue to City Line is all zoned for apartment houses. You are in accord that the city ought to progress, the city ought to have more people living in the city and build up ratables. Where are they going to build them? They cannot build up along Hansbury Avenue because these people have one-family houses. You have got to build up along main arteries, particularly where they face a park, as an inducement to people to move in.

Mr. Sachs: I still think you would be decreasing ratables.

Mayor Ellenstein: I cannot see where it would affect ratables on the streets. It would affect these people in the same manner. I do not see any merit to people along Chancellor Avenue, protesting against that zoning of apartment houses, when on the

ther side of them the entire Chancellor Avenue is zoned for apartment houses on both sides of the street.

Commissioner Byrne: What have you got to say against what the Mayor says?

Mr. Sachs: My answer would only be a repetition of what I said before. My contention is we have in this list over 90 per cent of the people that would be directly affected by this particular change and they are all against it.

Mayor Ellenstein: Now here is another thing to consider: the people who received notices under this ordinance are people only within a circumscribed distance of 100 feet. You have people on this petition that are far removed from that. There is 50 Chancellor Avenue, 46 Chancellor Avenue, that would take in 23 times at least 25 feet.

Mr. Greenbaum: More than that.

Mr. Carduccio: The line runs right to my house over there.

Mayor Ellenstein: How far are you from the corner of Bergen Street? The reason for that is, there is a jog in there at Elizabeth Avenue, isn't that so?

Mr. Caduccio: Yes.

Mayor Ellenstein: In other words, the northerly side of Chancellor Avenue projects further into Elizabeth Avenue than the southerly side.

Mr. Caduccio: Exactly.

Commissioner Franklin: As far as Elizabeth Avenue is concerned, I am directly affected there. I built a home there about fifteen years ago at the corner of Hansbury Avenue and Elizabeth Avenue. It was built for

a home and is still occupied as a home by people. As the Mayor has said, a main artery such as Elizabeth Avenue with a park across the street, in this particular cycle of changes, I sense that the neighborhood is giving way gradually to apartment houses. Now, if anyone is to be detrimentally affected I am right in the hub of the people that are to be affected, and I naturally would oppose it if I thought there was going to be any detrimental affect there.

Mr. Greenbaum: Your house is right across the way.

Mayor Ellenstein: That very thing affects him more than any other property owner, I would say, isn't that so?

Mr. Greenbaum: Yes, it does.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Byrne: I am inclined to lean on the majority side, but I want to do the right thing, but I am not clear. How much inconvenience would it be to you if one or two of you appeared next week?

Mr. Greenbaum: As the matter now stands, if somebody makes an application for an apartment in our zone, it must be granted, because under the law you have no alternative but to grant the permit, and then all this work will be for naught, because if something like that should be done, as is likely to be done, we are going to be in a very, very bad spot.

Commissioner Byrne: I think you have got a very weak case, but I would feel better if I could see the property?

Mayor Ellenstein: Is your property vacant property?

Mr. Caduccio: No, it is a home.

Commissioner Byrne: The Zoning Board approved this, didn't they?

Mr. Rankin: Yes.

Commissioner Byrne: Unanimously?

Mr. Rankin: Yes.

Commissioner Byrne: I move its adoption.

Commissioner Duffy: I second the motion.

Mayor Ellenstein: Is there any other person who desires to be heard on this ordinance?

(No response).

No one else appearing. Commissioner Byrne moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

No Voting: Commissioner Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Byrne moved that the title of "An Ordinance to amend an ordinance entitled 'Zoning Ordinance of The City of Newark'", adopted January 8, 1930, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The ordinance having been read three times, was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Four Thousand, Three Hundred Thirty-two Dollars and One Cent (\$4,332.01) be and the same is hereby appropriated to persons named on

the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$4,332.01

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Twenty-Six Thousand, Four Hundred Seventy-Two Dollars and Twenty-Five Cents (\$426,472.25) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and
Interest\$426,472.25

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Five Thousand, One Hundred Dollars and Fourteen Cents (\$5,100.14) be and the same is hereby appropriated to the persons named on the an-

nexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Fire Division	\$ 1,897.64
Reserve for Uncompleted Contracts	3,202.50
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	\$ 5,100.14

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Seven Hundred Seventeen Dollars and Thirty Cents (\$717.30) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$717.30

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-Eight Dollars and Forty-Five

Cents (\$28.45) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

U. S. Social Hygiene Fund.....\$28.45

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Seventy-Three Dollars and Fifty Cents (\$73.50) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Printing and Stationery\$73.50

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Four Hundred Twelve Dollars and Twenty-One Cents (\$4,412.21) be and the same is hereby appropriated to the City Treasurer, same being the weekly

payrolls of the Department of Parks and Public Property for weeks ending March 16th and March 19th, 1938, inclusive, as follows:

Shade Tree	\$ 2,356.27
Bureau of Docks	813.94
Public Buildings	1,242.00
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	\$ 4,412.21

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Six Thousand, One Hundred Forty-Three Dollars and Twenty-One Cents (\$6,143.21) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Second River Sewer	
Maintenance	\$ 5,486.70
Water	656.51
	<hr/>
	\$ 6,143.21

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-Six Thousand, Two Hundred Seventy-Nine Dollars and Ninety-Four Cents (\$36,279.94) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending March 16, 1938:

Newark Airport	\$ 2,745.03
Bureau of Motors	2,668.13
Bureau of Streets	2,019.81
Bureau of Sewers	916.43
House Sewer Connections	333.73
Bureau of Street Cleaning	18,192.81
Bureau of Water	9,404.00
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	\$ 36,279.94

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Sixteen Dollars and Sixty-Four Cents (\$916.64) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll,
period Jan. 1-Feb. 28, 1938, both
inclusive:

Bureau of Water	\$916.64
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M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Thousand Dollars (\$9,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

Newark Museum\$9,000.00

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Nine Hundred Sixty-Six Dollars and Two Cents (\$3,966.02) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA	\$ 3,655.23
Sewer Construction WPA	310.79
	<hr/>
	\$ 3,966.02

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Five Thousand Sixty Dollars (\$5,060.00) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, and charged to the revolving fund of the Sewing Room Project, as follows:

W. P. A. Sewing Room
Project No. 336-7\$ 5,060.00

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

LEHMAN BROTHERS
One William Street

New York, March 15, 1938.

The Board of Commissioners
of the City of Newark, New Jersey.

Gentlemen:—

The undersigned is the owner and holder of the \$80,000 City Railway Construction Bonds, Series A, of the City of Newark, New Jersey, dated

August 1, 1933, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on the 1st days of February and August in each year and consisting of eighty bonds of the denomination of \$1,000 each and maturing twenty-five bonds numbered from 2021 to 2045, inclusive, on August 1, 1972, and fifty-five bonds numbered from 2061 to 2115, inclusive, on August 1, 1973, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on June 27, 1933. The bonds were originally issued in coupon form but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of the conversion certificate printed on the back of each of such bonds.

We hereby request that these bonds be reconverted at the expense of the undersigned into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of new coupon bonds.

Very truly yours,
Lehman Brothers,
By F. H. Morse.

Ordered filed.

Commissioner Murphy offered the following resolution:

WHEREAS, prior to the issuance of each of the outstanding bonds of The City of Newark hereinafter described, a resolution was duly adopted by the governing body of said City providing that said bond should be issued in coupon form but should be registered as to both principal and

interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding \$80,000 City Railway Construction Bonds, Series A, of the City of Newark, New Jersey, dated August 1, 1933, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on February 1st and August 1st and maturing twenty-five bonds numbered from 2021 to 2045, inclusive, on August 1, 1972, and fifty-five bonds numbered from 2061 to 2115, inclusive, on August 1, 1973, issued on or about their date pursuant to an ordinance adopted by the Board of Commissioners of The City of Newark on June 27, 1933.

FURTHER RESOLVED, that the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City now in use to each of said bonds, and to attest such corporate seal, and the coupons annexed to such reissued

bonds shall bear the fac-simile signature of the Director of the Department of Revenue and Finance.

FURTHER RESOLVED, that in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly re-issued pursuant to a resolution duly adopted by said Board on the 23rd day of March, 1938, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bonds in exchange for which said bonds is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, that no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, The Congregation Ashei Roumania Keidushas Leivy of 221 Prince Street, Newark, New Jersey, is at the present time the owner of a cemetery situated partly in Irvington and partly in the City of

Newark, which part of cemetery located in the City of Newark is bounded by 14th Avenue, South Orange Avenue, South 19th Street, and South 21st Street, Irvington; and

WHEREAS, the said The Congregation Ashei Roumania Keidushas Leivy has petitioned The City of Newark for its consent to enlarge the said cemetery in the City of Newark, by the addition thereto of a plot of ground 25x117.83 feet, being No. 371 14th Avenue, and being Block No. 323, Lot No. 39, on the Tax Maps of The City of Newark; and

WHEREAS, the said petition is made under and by virtue of the provisions of the statutory law governing cemeteries, 1937 Revised Statutes, Title 8, Section 3-2; and

WHEREAS, the said petition is attached hereto and made a part hereof;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the petition of The Congregation Ashei Roumania Keidushas Leivy for the consent of The City of Newark for the use of the premises at No. 371 14th Avenue, particularly described as follows:

BEGINNING on the northerly line of 14th Avenue distant 100 feet west from westerly line of 19th Street; thence north at right angles to 14th Avenue 117.93 feet; thence westerly along 14th Avenue 25 feet; thence south at right angles to said avenue 117.83 feet to northerly line of said avenue; and thence along said line east 25 feet to Beginning.

Being known as Block No. 323, Lot 39, on the Tax Maps of The City of Newark.

be and the same is hereby consented to by The City of Newark by virtue of and subject to the provisions of Title 8 of the Revised Statutes of New Jersey, 1937, Sections 3-2 and 3-4 and wherein it is provided that the consent and approval of the governing body and board of health of community shall be required to enlarge a cemetery, and requiring the filing of a copy of the map annexed hereto and made a part hereof with the State Department of Health.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the lease between The City of Newark and The State Highway Commissioner, acting for and in behalf of the State of New Jersey, wherein The City leases to the State 3.55 acres of land adjacent to the junction of Routes 21, 25 and 29, whereon is to be erected a State Highway garage and storage yard, for a period of fifty years from April 1st, 1938, at One Dollar per year, be and the same hereby is approved, and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute the same on the part of The City of Newark upon the adoption of this resolution.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Works Progress Administration application covering the erection of two sheds with projecting canopies for storage purposes, one having a fully enclosed section for safe storage of small equipment, at the yard used by the Bureau of Sewers and Street Cleaning, at 20 Hayes Street, in the City of Newark, authorized to be submitted by the Director of the Department of Public Affairs by Resolution No. 1877, passed February 9, 1938, has been disapproved by the Works Progress Administration in the form presented; and

WHEREAS, the Works Progress Administration has requested the submission of a new application covering the same project;

THEREFORE BE IT RESOLVED, that Resolution No. 1877, passed February 9, 1938, be and the same is hereby rescinded; and

BE IT FURTHER RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs is hereby authorized to submit a new application covering the same project in which the City will sponsor the expenditure of the sum of \$5,989.16, and the United States Works Progress Administration will expend the sum of \$18,483.58, the division of costs being as follows:

Sponsor's Contribution

Material and supplies	\$ 4,629.16
Equipment rentals	800.00
Other direct costs	560.00

\$ 5,989.16

Federal Funds—75%.
Sponsor's Funds—25%.

AND BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein,

WHEREAS, Meyer C. Ellenstein, Mayor, Director of the Department of Public Affairs, caused to be filed with the United States Works Progress Administration application covering certain project to install a two pipe gravity steam heating system in the Tractor Garage at Hay Bridge Disposal Area located in the City of Newark; and

WHEREAS, such project was disapproved for reasons set out in a letter dated February 11, 1938, from the State WPA Administrator to the City of Newark (copy of letter hereto attached); and

WHEREAS, a new application has been prepared eliminating the objections heretofore raised by the WPA authorities; and

WHEREAS, the contribution of the United States Works Progress Administration for said project

amounting to \$1,545.58 is contingent upon the expenditure of \$768.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$768.00 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution	
Superintendence	\$220.00
Material and supplies	423.00
Equipment rentals	75.00
Other direct costs	50.00
	<hr/>
	\$768.00

Federal Funds—66.8%.
Sponsor's Funds—33.2%.

AND BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified project.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Works Progress Administration application covering

a supplemental project to make street maps for Meter Reader Binders on tracing cloth showing street numbers at the beginning and end of each block in the City of Newark, authorized to be submitted by the Director of the Department of Public Affairs by Resolution No. 1879-F, passed February 9, 1938, has been disapproved by the Works Progress Administration in the form presented; and

WHEREAS, the Works Progress Administration has requested the submission of a new application covering the same supplemental project;

THEREFORE BE IT RESOLVED, that Resolution No. 1879-F, passed February 9, 1938, be and the same is hereby rescinded; and

BE IT FURTHER RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to submit a new application covering the same supplemental project in which the City will sponsor the expenditure of the sum of \$554.64, and the United States Works Progress Administration will expend the sum of \$1,072.50, the division of costs being as follows:

Sponsor's Contribution

Superintendence	\$ 300.00
Material and supplies	59.64
Equipment rentals	15.00
Other direct costs	180.00
	<hr/>
	\$554.64

Federal Funds—65.9%.
Sponsor's Funds—34.1%.

AND BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby

authorized to sign and execute all of the necessary applications, forms and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified supplemental project.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, The City of Newark in conjunction with the Works Progress Administration, is conducting a project known as W. P. No. 336-7, State Plan No. 3-7-5176, known as the Sewing Room Project; and

WHEREAS, under the terms of the project agreement The City of Newark is required to pay for the materials purchased and used in said project at the rate of \$10 per month per person engaged in said project; and

WHEREAS, the Works Progress Administration has presented a claim in accordance with the foresaid agreement for materials, for the month of March, 1938, in the amount of \$5,060.00;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of \$5,060.00 be and the same is hereby appropriated to the Treasurer of the United States, in payment of the

Treasurer of the United States, in payment of the aforesaid claim; and the Director of the Department of Revenue and Finance is hereby authorized to make such payment of \$5,060.00 to the said Treasurer of the United States; and that the Director of the Department of Revenue and Finance, charge the same to the Revolving Fund established for said Sewing Room Project and known as the Sewing Room Revolving Fund.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of \$50 be appropriated from the fund provided under the Social Security Act, to Dr. Mae MacCarroll, Clinic Physician, to cover in part her expenses in attending the John A. Andrew Clinical Society Conference, at Tuskegee, Alabama, April 3, 1938. This money is part of a special fund known as the U. S. Social Hygiene Fund, and can be used for such type of expenditures only.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to locate its poles on the south side of South Orange Avenue east of Dover Street, and on the east side of Longfellow Avenue, north of South Orange Avenue, as indicated on map or plan numbered 2827-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Pole Locations in South Orange Avenue, and Longfellow Avenue, Newark, N. J." dated February 16, 1938, hereto attached and made a part hereof, and that said poles be and are hereby located as shown on said map or plan.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to locate its pole on the east side of Broad Street, north of Miller Street, as indicated on map or plan numbered 2840-A and entitled "Public Service Co-ordinated Transport, Distribution Department, Proposed Pole Location in Broad Street, north of Miller St., Newark, N. J." dated March 8, 1938, hereto attached and made a part hereof, and that said pole be and is hereby located as shown on said map or plan.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Director of the Department of Public Affairs be, and he is hereby, authorized to advertise for sealed proposals for the furnishing and delivering of about five thousand, six hundred (5,600) linear feet of 48-inch pipe for an aqueduct to be laid by the City of Newark as a Works Progress Administration Project from The Bloomfield Avenue Tower, so-called, at Bloomfield Avenue and Sixth Street towards the South Orange Avenue Reservoir, in the City of Newark, Essex County, New Jersey.

Bids shall be received at the office of the said Director at such time and on such date as he shall, in said advertisement, designate.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that Resolution No. 2024, awarding contract on doors to the Economy Building Material Com-

pany, as of March 2, 1938, be and the same hereby is rescinded.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for Ready Mixed Concrete (1:2:4 Mix) and Asphalt Cement Filler for Block Pavement.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

The roll being called, the resolution

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to ad-

vertise for sealed proposals for furnishing and delivering gasoline.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Drugs and Surgical Supplies, for the Department of Public Works.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the Department

of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Leather for shoe repairs at Lodging House.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that all bids received by the Department of Central Purchase on March 14, 1938, for furnishing and delivering meats for the Lodging House, be and the same hereby are rejected inasmuch as prices are considered excessive; and therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to readvertise for sealed proposals for furnishing and delivering meats for the Lodging House.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Tar Cold Patch, Lantern Oil, Broken Stone and Concrete Sand, for the Department of Public Affairs; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

STANDARD OIL COMPANY OF
NEW JERSEY—Newark, N. J.

Approx. 12,000 gal. Lanter Oil (Sec. 491 Bureau of Streets Spec.) steel drum delivery to City Asphalt Plant @ .025 gal. above contractors posted tank wagon price, maximum of 11 cents gal.

DOSCH KING COMPANY—
Whippany, N. J.

Approx. 4,000 gal. Tar Cold Patch (Sec. 437, Bureau of Streets Spec.) Tank truck delivery to City Asphalt Plant @ .1795 per gal.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

Approx. 1,200 cu. yds. Grade "G" Broken Stone*, scow delivery @ \$1.60 cu. yd.

Approx. 300 cu. yds. Grade "I" Broken Stone*, truck delivery @ \$1.50 cu. yd.

*Sec. 417 Bureau of Streets Standard Spec.

JOHN P. CALLAGHAN, INC.—
Harrison, N. J.

Approx. 600 cu. yds. Concrete Sand (Sec. 420 Bureau of Streets Standard Spec.), scow delivery to City Asphalt Plant @ .76 cu. yd.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for Traffic Markers, for the Department of Public Affairs; therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to

public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

FALETTE-DURR, INC.—
Newark, N. J.

One (1) or more 1938 Fords with 8-passenger station bodies as per specifications @ \$873.80 each.

Allowance: 1929 Ford with station body (Old No. 70), \$25.00.

FISCHER'S AUTO SALES COMPANY—Newark, N. J.

One (1) or more 1938 Fords with 8-passenger station bodies as per specifications @ \$873.80 each.

Allowances: 1926 Dodge Suburban (Old No. 11), \$25.00.

1929 Ford with Station Body (Old No. 15), \$25.00.

Note: At the option of the City one old unit may be turned in for credit allowance for each new unit if and when purchased, and two or more old units may be turned in credit allowance for each new unit purchased, provided the total allowance on old units does not exceed \$100.00.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

Approx. 15,000 Paving Brick Traffic Markers (Section 461 Bureau of Streets Standard Specifications) Delivery to Asphalt Plant—carload or truck @ \$57.00 M.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, That Anne E. Miner, Purchase Clerk in the Department of Central Purchase be, and she is hereby granted a leave of absence without pay from March 16th, 1938, for a period of three (3) months.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

RESOLVED, that the changes appearing on the various pay rolls of the Department of Public Works for the last half of March, 1938, be and the same are hereby approved, as follows:

NEWARK CITY HOSPITAL

Temporary Appointment:

Elizabeth Dewar, Telephone Operator, salary \$3.50 per day, effective March 11, 1938.

Non-Competitive Appointment:

Theresa Campbell, Housemaid, salary \$576 per annum, effective March 17, 1938.

Services Terminated:

Elizabeth Dewar, Telephone Operator, services terminated, effective March 16, 1938.

Resignation:

Agnes Gough, Orderly, resigned, effective March 15, 1938.

Thomas Daly, Porter, resigned, effective March 16, 1938.

Leave of Absence Without Pay:

Rita Cuff, X-Ray Technician, granted leave of absence, without pay, for three months, effective March 1, 1938, at her request.

Helen Nagy, Student Nurse, granted leave of absence, without pay, for three months, effective March 16, 1938, at her request.

Alfreda Schneider, Student Nurse, granted leave of absence, without pay, for one month, effective March 16, 1938, at her request.

Sylvia Maged, Student Nurse, granted leave of absence, without pay, for one-half month, effective March 16, 1938, at her request.

Henry Ciesleski, Orderly, granted leave of absence, without pay, for one-half month, effective March 16, 1938, at his request.

Sarah Rouane, Housemaid, granted leave of absence, without pay, for one month, effective March 16, 1938, at her request.

Eva Beck, Laundry Worker, grant-

ed leave of absence, without pay, for three months, effective March 1, 1938, at her request.

Mary Reape, Laundry Worker, granted leave of absence, without pay, for three months, effective March 1, 1938, at her request.

Nellie Leahy, Laundry Worker, granted leave of absence, without pay, for three months, effective March 16, 1938, at her request.

Edward Helmstaetter, Engineer, granted leave of absence, without pay, for one (1) day, only, effective March 16, 1938, at his request.

Minnie Nugent, Porter, granted leave of absence, without pay, for three months, effective March 16, 1938, at her request.

John H. Smith, Elevator Operator, granted leave of absence, without pay, for three months, effective March 1, 1938, at his request.

CONVALESCENT HOSPITAL**Non-Competitive Appointment:**

Ida Hyde, Undergraduate Nurse, salary \$696 per annum, effective March 9, 1938.

Resignation:

Mabel I. Liebmann, Undergraduate Nurse, resigned, effective March 14, 1938.

Ida Hyde, Undergraduate Nurse, resigned, March 11, 1938.

Leave of Absence Without Pay:

Helen Dury, Resident Nurse, granted leave of absence, without pay, for three months, effective March 16, 1938, at her request.

Bernard Drury, Kitchen Helper,

granted leave of absence, without pay for one (1) day, only, effective March 18, 1938.

Frank J. Paddock, Orderly, granted leave of absence, without pay, for one (1) day, effective March 18, 1938, at his request.

NEWARK CITY ALMS HOUSE

Leave of Absence Without Pay:

Margaret A. McLaughlin, Nurse, granted leave of absence, without pay, for three months, effective March 16, 1938, at her request.

Mary Fox, Orderly, granted leave of absence, without pay, for three months, effective March 16, 1938, at her request.

Permanent Appointment from Eligible List:

Jacob DeLucca, Supervisor of Farm and Grounds, salary \$2,000 per annum, effective March 16, 1938.

Temporary Appointment:

Lillian Steckel, Resident Nurse, salary \$5 per day, eight days, effective March 16, 19, 20, 24, 26, 27, 30 and 31, 1938.

NEWARK CITY HOME

Temporary Appointment:

Anthony Coppola, Fireman, salary \$9.61 per day, three days, March 23, 25 and 26, 1938.

Clara Tighe, Cook, salary \$5 per day, five days, March 2, 9, 16, 23, and 30, 1938.

BUREAU OF HEALTH

Deceased:

Andrew J. Brady, Chief Inspector,

Industrial Division, died, effective March 9, 1938.

Temporary Appointment:

Nancy Greco, Clinic Physician, salary \$600 per annum, effective March 16, 1938.

Services Terminated:

Dorothy Rodgers, Health Nurse, services terminated, effective March 16, 1938.

Elizabeth Ward, Clinic Physician, services terminated, effective March 16, 1938.

Return from Leave of Absence:

Hilda Heim, Health Nurse, returned from leave of absence, effective March 16, 1938.

Leave of Absence Without Pay:

Elsie Mendel, Attendant, granted leave of absence, without pay, for one month, effective March 16, 1938, at her request.

Sidney Gehl, Laboratory Helper, leave of absence extended for a period of three months, effective March 16, 1938, without pay, at his request.

EMPLOYMENT BUREAU

Permanent Appointment from Preferred Reemployment List:

Harold Guerin, Senior Employment Interviewer, salary \$1,200 per annum, effective March 11, 1938.

EMERGENCY RELIEF

Emergency Appointment, Central Office:

Sadie Kraus, Clerk, salary \$840 per annum, effective March 16, 1938.

**Services Terminated,
Ironbound District:**

James Drumm, Family Visitor,
services terminated, effective March
15, 1938.

Emergency Appointment:

Grace Siegmaster, Family Visitor,
salary \$1,200 per annum effective
March 16, 1938.

Minnetta Dennis, Stenographer,
salary \$960 per annum, effective
March 16, 1938.

Minnie Tambasco, Stenographer,
salary \$960 per annum, effective
March 16, 1938.

Leave of Absence Without Pay:

Joseph Matzner, Family Visitor,
granted leave of absence, without
pay, for one-half month from March
16 to 31st, 1938, at his request.

**Emergency Appointment,
Clinton Hill District:**

Michael F. Gialanella, Family
Visitor, salary \$1,200 per annum, ef-
fective March 16, 1938.

Frank L. Guidera, Family Visitor,
salary \$1,200 per annum, effective
March 16, 1938.

Services Terminated:

Joseph F. Smith, Family Visitor,
services terminated, effective March
18, 1938.

Leave of Absence Without Pay:

John Menza, Family Visitor, grant-
ed leave of absence, without pay, for
one month, effective March 16th to
April 15th, at his request.

**Services Terminated,
Lincoln Park District:**

John Halsey Cronshey, Clerk, ser-

vices terminated, effective March 16,
1938.

**Emergency Appointment,
Norfolk District:**

Rose Nanetti, Stenographer, salary
\$960 per annum, effective March 16,
1938.

Transfer:

Michael C. Bottino, Ledger Clerk,
transferred from Order Writing Di-
vision to Norfolk District, with no
change in salary, effective March 16,
1938.

**Services Terminated,
Branch Brook District:**

Eva M. Prokocimer, Clerk-Typist,
services terminated, effective March
15, 1938.

Return from Leave of Absence:

Nancy Pallitto, Secretary, returned
from leave of absence, effective
March 16, 1938.

Transfer:

Louis W. McLendon, Ledger Clerk,
transferred from Order Writing Di-
vision to Branch Brook District, with
no change in salary, effective March
16, 1938.

**Services Terminated,
Order Writing Division:**

Rose Lippin, Ledger Clerk, services
terminated, effective March 15, 1938.

Emergency Appointments:

Jacob Gersten, Clerk, salary \$960
per annum, effective, March 16, 1938.

Pierce C. Fellows, Jr., Clerk, sal-
ary \$960 per annum, effective March
16, 1938.

Raymond Wagner, Clerk, salary

\$960 per annum, effective March 16, 1938.

**Emergency Appointments,
Order Writing Division:**

Fred A. Fruhinsfield, Clerk, salary \$960 per annum, effective March 16, 1938.

Joseph Gorlin, Clerk, salary \$840 per annum, effective March 16, 1938.

Mary Fox, Clerk-Typist, \$960 per annum, effective March 16, 1938.

Frank Paradise, Clerk, salary \$960 per annum, effective March 16, 1938.

Transfer:

Michael C. Bottino, Ledger Clerk, transferred to Norfolk District, with no change in salary, effective March 16, 1938.

Louis W. McLendon, Ledger Clerk, transferred to Branch Brook District, with no change in salary, effective March 16, 1938.

**Emergency Appointment,
Central Clearance Division:**

Philip Messina, Clerk, salary \$960 per annum, effective March 16, 1938.

Mary C. McMullen, File Clerk, salary \$840 per annum, effective March 16, 1938.

Olive Bruey, Clerk, salary \$850 per annum, effective March 10, 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that William C. H. McEnroe be and he is hereby appointed Judge of the Night Police Court of the City of Newark, pursuant to the authority vested by law in this Board of Commissioners, at an annual salary or compensation of \$5,000, payable in equal semi-monthly installments, as other salaries are paid; and the City Clerk is hereby directed to place his name on the payroll. Such appointment to become effective as of April 1, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that Albert W. Lewitt be and he is hereby appointed Deputy Court Clerk (pending Civil Service examination); pursuant to the authority of law vested in this Board of Commissioners, at an annual salary of \$2,500, payable semi-monthly, as other salaries are paid; and the City Clerk is hereby directed to place said name on the City payroll; and

BE IT FURTHER RESOLVED, that said Albert W. Lewitt be and he is hereby assigned to and designated as Deputy Clerk of the Night

Police Court, effective as of April 1, 1938.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William Seligman (Fidelity Union Trust Co., owner); for the construction of an apartment house beyond the required setback line; premises 418-426 Mount Prospect Avenue; same to be constructed in accordance with the plans on file with the Board of Adjustment;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any

person who desires to be heard in opposition to this application?

Commissioner Duffy: 1 move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of E. Alan Bush (Meyer & Bush Co., owner); for the establishment and operation of a gasoline station in a 2nd business district; premises 795-803 McCarter Highway; on condition that the station is constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date of approval by the Board of Commissioners.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any

person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (F. B. Kaufman, owner); for the establishment and operation of an automobile parking station; premises 160-162 Washington Street; on condition that the station is operated and maintained in conformity with the rules of the Board of Adjustment and in accordance with the plans as amended, that a wire fence five feet high be erected along the Washington Street property line, and that two driveways are maintained on the Warren Street side; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

This was sent out for a traffic survey and we have the traffic survey here.

The report of the Police Department was then read.

Secretary Rankin of the Board of Adjustment: At our meeting yesterday Mr. Caputo appeared before our Board and requested that he be permitted to eliminate the entrances from Washington Street, and so we have amended his plan or permitted an amendment and are submitting a new resolution to take the place of that one, which provides no driveway from the fence along Washington Street and two entrances on Warren Street.

Mr. Caputo: That was my suggestion.

Mayor Ellenstein: To limit your entrances and exits on Warren Street, without any on Washington?

Mr. Caputo: That is right.

Commissioner Duffy: That is fine. I move we concur in the recommendation of the Board of Adjustment to adopt the amended resolution.

The roll being called, the motion was adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., March 22, 1938.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:—

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-59 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed;

196-200 Mulberry Street; John H. Anderson; the erection and operation of a gasoline station in a 1st industrial district; on condition that the station is constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date of approval hereof.

289-291 Camden Street; Vincenza Lombardi; construction of garage to replace present store in a 3rd residence district; on condition that the building is not used for storage purposes and that no automobiles are repaired on the premises; (No objectors);

*473-495 Frelinghuysen Avenue; Oswald Realty Co.; renewal of permit for the sale and storage of used automobiles; such use to be limited to the period of one year ending March 31, 1939;

*468 Broadway; Stohler Auto Electric; renewal of permit for gasoline, motor oil and battery station; such use to be limited to the period of one year ending March 15, 1939;

105 Brill Street; Rose Fitzsimmons; the construction of addition to dwelling beyond setback line; (No objectors);

*785-787 North Sixth Street; Catherine Grasso; renewal of permit for gasoline station; such use to be limited to the period of eight years ending April 9, 1946.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin,
Secretary.

Received, copy to be sent to each Commissioner and further action postponed to March 20, 1938.

Commissioner Duffy: I move the rules be suspended in the cases of the following renewals: Oswald Realty Company, Stohler Auto Electric Company and Catherine Grasso.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Oswald Realty Co., owner; for the renewal of permit for the sale and storage of used automobiles; premises 473-495 Frelinghuysen Avenue; such use to be limited to the period of one year ending March 31, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Office the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Stohler Auto Electric (Elizabeth Glennon, owner); for the renewal of permit for gasoline, motor oil and battery station; premises 468 Broadway; such use to be limited to the period of one year ending March 15, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Office the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed.

Application of Catherine Grasso, owner; for a renewal of permit for gasoline station; premises 785-787 North Sixth Street; such use to be limited to the period of eight years ending April 9, 1946;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy I move we con-
cur in the recommendation of the
Board of Adjustment.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein: The other mat-
ters will take the usual course and
be heard one week from today on
March 30.

Commissioner Duffy: I move we ad-
journ to ten o'clock tomorrow morn-
ing.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., March 24, 1938.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 10 A. M. Standard Time, for hearing on the Budget.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark that the following local budget of the City of Newark for the fiscal year 1938 be and the same is hereby approved; and

BE IT FURTHER RESOLVED, That a public hearing upon said budget be held in the City Hall, Newark, New Jersey, on March 24th, 1938, at 10 o'clock, in the forenoon, when and where objections thereto may be presented by any taxpayer of said City; and,

BE IT FURTHER RESOLVED, That the City Clerk be and he is hereby directed to publish said budget, together with a notice of the time and place of public hearing thereon, in accordance with the law, and also to forward two certified copies of the budget, as approved to the State Auditor, at Trenton, New Jersey.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

CITY OF NEWARK, NEW JERSEY, LOCAL BUDGET NOTICE

Local Budget of the City of Newark, County of Essex, for the fiscal year 1938.

Section 1. BE IT RESOLVED, That the following statement of Revenue and Appropriations shall constitute the Local Budget for the year 1938:

BE IT FURTHER RESOLVED, That the said Budget be published according to law.

Notice is hereby given that the Budget and Tax Resolution was approved by the Commissioners of the City of Newark, County of Essex, on March 4th, 1938.

A Hearing on the Budget and Tax Resolution will be held at City Hall, Newark, N. J., on the 24th day of March, 1938, at 10 o'clock A. M., at which time and place objections to said Budget and Tax Resolutions of the City of Newark for the year 1938 may be presented by any taxpayer of said municipality. It is hereby certified that the Budget annexed hereto and hereby made a part hereof is a true copy of the Budget approved by Resolution of the Governing Body on the 4th day of March, 1938.

Certified by me this 4th day of March, 1938.

HARRY S. REICHENSTEIN,
City Clerk.

STATEMENT (Required by Section 202)

	1938	1937	1936
State School Tax Estimate for 1938	\$ 2,683,500.00	\$ 2,683,411.66	\$ 2,688,079.21
State Soldiers' Bonus Estimate for 1938	186,600.00	186,609.55	165,636.97
County Tax Estimate of 1938....	5,112,000.00	5,112,094.20	4,592,606.50
District School Tax Estimate for 1938	7,930,000.00	7,450,000.00	6,570,000.00
Local Purpose Tax	29,992,450.50	20,097,284.61	21,026,830.23
	<u>\$45,904,550.50</u>	<u>\$35,529,400.02</u>	<u>\$35,043,152.91</u>

RESOURCES.

	Anticipated 1938	Anticipated 1937	Realized in Cash 1937
Anticipated Revenues			

GENERAL REVENUES:

Surplus Revenue Cash Appropriated	\$ 2,079,317.14	\$ 2,079,317.14
Surplus Revenue Non-Cash Appropriated	286,902.93	286,902.93
Reserves for Inter-Fund Loans Released	\$ 974,666.00	

MISCELLANEOUS REVENUE ESTIMATED:

	Amount Allowed 1938	Amount Anticipated 1937	Actual Receipts- 1937
Gross Receipts Tax	\$ 700,000.00	\$ 464,652.77	\$ 1,295,288.65
5% Trolley Tax	50,000.00	90,000.00	83,489.35
Franchise Tax	600,000.00	593,000.00	1,482,112.78
Jitney Tax	199,400.00	155,000.00	199,446.38
General Licenses	113,600.00	115,000.00	113,692.54
Liquor Licenses	629,900.00	600,000.00	629,961.78
Interest on Taxes and Assessments	843,100.00	1,000,000.00	843,143.92
FEES:			
District Courts	41,700.00	39,000.00	41,750.88
Police Courts	76,900.00	64,000.00	76,940.35
Tax Title Searches	8,400.00	8,000.00	8,441.00
Tax Sale Costs	18,200.00	37,000.00	18,233.68
Construction and Alteration of Buildings	36,300.00	38,000.00	36,368.18
Bureau of Health	31,100.00	50,000.00	31,105.13
City Clerk's Fees	5,600.00	5,000.00	5,687.00
Public Library Fees	19,800.00	19,000.00	19,834.58
Public Sewer Connections	1,300.00	1,500.00	1,370.00
Bureau of Baths	22,500.00	20,000.00	22,505.06
Fire Department	17,700.00	15,000.00	17,737.00
Market Plaza Lease	75,000.00	75,000.00	75,000.00
Market Plaza Parking Space	22,100.00	19,000.00	22,100.00
Parking Space — Rear of City Hall	2,000.00	1,800.00	2,067.50
Market Rent	8,000.00	6,000.00	10,413.43
Rents—Miscellaneous City Buildings and Grounds	10,500.00	12,000.00	10,547.45
Bill Board Tax	1,500.00	1,000.00	1,598.21
Total Miscellaneous Revenue—Forward		\$ 3,428,952.77	\$ 5,048,835.31

	Amount Appropriated 1938	Amount Anticipated 1937	Actual Receipts. 1937
Miscellaneous Revenue Antici- pated		\$ 3,428,952.77	\$ 5,048,835.31
City Hospital	\$ 32,800.00	49,377.95	32,887.42
Convalescent Hospital	1,100.00	7,989.50	1,163.36
Public Outings	200.00	264.14	264.14
Bureau of Streets	108,200.00	50,000.00	108,247.64
Bureau of Street Cleaning	14,200.00	16,000.00	14,292.58
House Sewer Connections	20,500.00	25,000.00	27,056.27
Shade Trees	700.00	1,400.00	769.03
Passaic Valley Sewer Mainte- nance	34,920.64	30,867.24	31,615.92
Rent Army Base	25,000.00	100,000.00	25,000.00
Rents—City Railway	15,000.00	30,000.00	15,000.00
Public Service (Salary Lighting Inspection)	1,500.00	1,500.00	1,500.00
Green and Franklin St. Prop- erty	3,400.00	3,402.00	3,425.00
Total Miscellaneous Revenue	\$ 3,792,120.64	\$ 3,744,753.60	\$ 5,310,056.67

Amounts Approved by the State Auditor:

	Amount Allowed 1938	Amount Anticipated 1937	Actual Receipts. 1937
Gross Receipts Tax		\$ 153,323.65	\$ 153,323.65
Airport Surplus		17,151.54	17,151.54
Total Amounts Approved by State Auditor		\$ 170,475.19	\$ 170,475.19
Delinquent Tax Coll. (1938 Est. 41.71%)	\$ 5,427,523.13	\$ 6,582,468.20	\$ 5,659,734.07
Tax Title Liens Coll. (1938 Est. 21.99%)	856,106.36	1,052,892.48	900,009.61
Bureau of Water — Excess Revenue		74,907.51	
	\$11,050,416.13	\$13,991,717.05	\$14,406,495.61
Emergency Appropriations..		306,234.05	
Total Tax Levy (1938 Estimated):			
Local Purpose	29,992,450.50	20,097,284.61	
Local School Purposes	7,930,000.00	7,450,000.00	
County Taxes	5,112,000.00	5,112,094.20	
State School Taxes	2,683,500.00	2,683,411.66	
Soldiers' Bonus Tax	186,600.00	186,609.55	
Total	\$45,904,550.50	\$35,529,400.02	
Grand Totals	\$56,954,966.63	\$49,827,351.12	

BUDGET—DEPARTMENT OF PUBLIC WORKS

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Director's Office	\$ 43,725.00	\$ 38,380.00	\$ 38,369.66
Employment Bureau	30,410.00	28,000.00	27,774.58
Health Department	674,000.00	644,000.00	643,926.20
City Hospital	1,024,683.50	1,009,377.95	992,510.65
City Home	151,031.00	150,000.00	148,731.84
Public Baths	177,306.00	170,000.00	169,865.58
Ivy Hill Power Plant	94,000.00	94,000.00	93,680.11
Convalescent Hospital	93,084.00	94,489.50	87,654.06
Public Outings	20,000.00	17,662.43	17,604.01
Alms House	145,646.00	138,600.00	137,575.54
Outdoor Poor	47,665.00	18,000.00	17,052.81
Emergency Relief (Administration- tion-	575,000.00	706,000.00	700,716.49
Rental of Beds in Institutions...	17,250.00	17,250.00	17,250.00
Public Band Concerts	8,000.00	5,238.00	5,238.00
Holiday Celebration	9,700.00	6,413.71	6,413.71
Emergency Relief 1938	600,000.00	-----	-----
Total Dept. Public Works....	\$ 3,711,500.50	\$ 3,137,411.59	\$ 3,104,363.84

BUDGET—DEPARTMENT OF REVENUE AND FINANCE

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Director's Office	\$ 35,135.00	\$ 28,120.00	\$ 28,120.00
Comptroller's Office	89,440.00	91,407.00	91,399.83
Auditor's Office	52,680.00	53,130.00	53,130.00
Treasurer's Office	29,350.00	19,475.00	19,475.00
Tax Board	204,190.00	235,770.00	235,770.00
Tax Receiver's Office	60,608.00	65,375.00	65,375.00
Arrears of Personal Taxes	45,080.00	50,930.00	50,930.00
Commissioners' Assessments—			
Local Improvements	34,480.00	25,630.00	25,626.94
Tax Revaluation	37,700.00	27,500.00	27,500.00
Tax Installment Bureau	10,850.00	9,100.00	9,100.00
Foreclosure Costs	35,000.00	-----	-----
Advertising Tax Sale	15,000.00	5,200.00	5,200.00
W. P. A. Project	30,000.00	-----	-----
Total Dept. Revenue and Finance	\$ 679,513.00	\$ 611,637.00	\$ 611,626.77

BUDGET—DEPARTMENT OF PUBLIC SAFETY

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Director's Office	\$ 22,480.00	\$ 22,384.68	\$ 21,966.01
Police Division	3,497,560.00	3,485,934.00	3,485,934.00
Fire Division	2,163,384.36	2,180,500.00	2,176,874.36
License Division	24,250.00	25,950.00	25,873.07
Building Division	78,650.00	80,110.00	80,051.94
Electrical Division	51,095.32	53,799.32	53,635.18
Police Courts	56,000.00	49,250.00	49,228.61
Total Dept. Public Safety	\$ 5,893,419.68	\$ 5,897,928.00	\$ 5,893,563.17

BUDGET—DEPARTMENT OF PUBLIC AFFAIRS

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Mayor's Office	\$ 36,345.00	\$ 36,495.00	\$ 36,468.55
Bureau of Streets	225,000.00	291,678.00	291,678.00
Bureau of Sewers	113,297.00	117,185.00	117,142.55
Public Lighting	410,745.00	397,045.00	396,996.33
Street Cleaning	1,272,300.00	1,365,500.00	1,361,727.09
Sidewalks	5,900.00	6,120.00	6,120.00
Division of Surveys	82,070.00	83,476.00	83,274.04
Engineering Division	27,120.00	27,120.00	27,120.00
House Sewer Connections	12,000.00	35,280.00	34,615.97
Newark Airport	80,000.00	80,000.00	80,000.00
Total Dept. Public Affairs ..	\$ 2,264,777.00	\$ 2,439,899.00	\$ 2,435,142.53

BUDGET—DEPARTMENT OF PARKS AND PUBLIC PROPERTY

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Director's Office	\$ 31,800.00	\$ 29,000.00	\$ 27,424.13
Smoke Abatement	6,210.00	11,230.00	11,143.07
Public Buildings	391,706.76	417,784.00	414,044.48
Weights and Measures	35,025.00	39,420.00	39,406.51
Printing and Stationery	11,820.00	10,290.00	10,099.89
Shade Tree	183,100.00	192,323.00	191,269.74
Miscellaneous Advertising	2,900.00	2,900.00	2,895.89
Maintenance of Dog Pound	7,500.00	7,500.00	7,500.00
W. P. A. Projects	36,500.00		
Total Dept. Parks and Public Property	\$ 706,561.76	\$ 710,447.00	\$ 703,783.71

BUDGET—NON-DEPARTMENTAL.

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Law Department	\$ 100,200.00	\$ 91,500.00	\$ 91,496.09
City Clerk's Office	90,115.00	83,500.00	83,496.19
District Courts	58,994.99	56,880.00	56,715.84
Elections	35,000.00	41,777.60	41,641.91
Sinking Fund Commission	5,400.00	5,344.72	5,344.72
Board of Adjustment	16,813.00	11,940.00	11,777.97
Central Purchase	58,855.00	57,000.00	56,907.87
Free Library	563,500.00	563,500.00	563,500.00
Newark Museum	122,500.00	110,000.00	110,000.00
Newark Technical School	69,250.00	65,000.00	65,000.00
City Sundries	41,500.00	25,900.00	25,343.60
Passaic Valley Sewer Maintenance	367,157.94	369,684.12	369,684.12
Municipal Election .....	.....	60,976.45	60,976.45
Care and Relief of Indigent Children	3,000.00	3,000.00	2,999.96
Newark Labor Relations Board	15,000.00	1,490.28	1,477.35
Supreme Court Investigation	149,123.28	135,000.00	109,495.50
Legal Services Tax Certificate Cases .....	.....	10,700.00	10,700.00
Payment — Purchase of Army Base	100,000.00	100,000.00	100,000.00
Fiscal Agent — National State Bank	7,303.00	.....	.....
Industrial Commission	10,000.00	.....	.....
Total Non-Departmental	\$ 1,813,712.21	\$ 1,793,193.17	\$ 1,766,557.57
Contingent	25,000.00	35,000.00	18,519.44

BUDGET—PENSION FUNDS

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Fire and Police Pension Fund....	\$ 459,292.54	\$ 410,000.00	\$ 410,000.00
Board of Works Pension Fund....	34,396.33	29,998.49	29,998.49
Board of Health Pension Fund....	17,493.15	16,253.07	16,253.07
Municipal Employees Pension Funds	33,649.15	30,847.79	30,847.79
Total Pension Funds	\$ 544,831.17	\$ 487,099.35	\$ 487,099.35

BUDGET—DEBT SERVICE

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Interest:			
General Bonds	\$ 3,626,442.91	\$ 3,749,858.41	\$ 3,749,858.41
School Bonds	770,610.50	793,958.00	793,958.00
Sinking Fund:			
General Bonds	208,822.85	206,595.15	206,595.15
School Bonds	98,399.25	100,626.95	100,626.95
To Redeem Bonds:			
General Bonds	3,869,100.37	3,442,250.00	3,442,250.00
School Bonds	431,000.00	401,000.00	401,000.00
General Interest:			
Temporary Loans	10,000.00	10,000.00	3,473.27
Bonds to Be Issued	8,000.00	.....	.....
Down Payment on Capital Im- provements	56,000.00	110,000.00	110,000.00
	<u>\$ 9,078,375.88</u>	<u>\$ 8,814,288.51</u>	<u>\$ 8,807,761.78</u>

BUDGET—DEFICITS AND STATUTORY EXPENDITURES

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Reserve for Uncollected Local Impt. Assessments	\$ 71,319.87	.....
Deficit—Operation Water Dept. (1937)	\$ 72,311.07	8,792.86	\$ 8,792.86
Discount on Taxes	51,457.83	63,706.22	63,706.22
Supreme Court Investigation	1,500.00	1,500.00
Legal Services, Tax Certificate Cases	10,000.00	10,000.00
Emergency Appropriation, Street Cleaning	60,000.00	60,000.00
Newark Airport Operating Defi- cit 1936	218,780.35	218,780.35
Water Department—Cash Deficit	573,123.55	573,123.55
Appraising P. S. Corp. Re Gross Receipts Tax	35,000.00	35,000.00
Appraising Property— Tax Board	71,999.80	71,999.80

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Legal Incidentals—Tax Appeal Cases		7,500.00	7,500.00
Emergency Relief 1937 (Borrowed from Current)	700,000.00		
Emergency Relief 1936 (Borrowed from Current)	300,000.00		
Emergency Relief — Emergency Appropriation	206,000.00		
City Railway — Emergency Appropriation	105,000.00		
Assessment Deficiency Sewers.....		11,621.16	11,621.16
Assessments Cancelled	14,254.52	1,140.17	1,140.17
Judgments	69,836.56	28,404.05	28,404.05
Deficit Surplus Cash Appropriated 1937	192,599.26		
Dock Dept. Deficit 1937	13,630.61		
Deferred Charges	6,017.47		
Emergency Relief Revolving Fund	700,000.00		
Emergency Appropriations	50,234.05		
Assessment Deficiency—Openings	273,582.88		
Total Deficits and Statutory Expenditures	\$ 2,754,924.25	\$ 1,162,888.03	\$ 1,091,568.16

CAPITAL EXPENDITURES.

	Amount Appropriated 1938	Amount Appropriated 1937	Amount Expended & Reserved 1937
Swimming Pool Completion	\$ 700,000.00		
Over expenditure Capital Appropriation Prior Year.....	10,231.19		
Completion of City Railway	85,000.00		
Port Newark Dredging	55,000.00		
	<u>\$ 850,231.19</u>		

ITEMS TO BE TRANSFERRED TO OTHER DEPARTMENTS

	Amount Appropriated 1938	Amount Appropriated 1937	Amount Expended 1937
Bureau of Motors	\$ 313,900.00	\$ 340,000.00	\$ 313,940.67
Included in Other Departments	313,900.00	340,000.00	313,940.67
Printing and Stationery	44,800.00	49,000.00	44,868.19
Included in Other Departments	44,800.00	49,000.00	44,868.19

DEDICATED REVENUES.

	Amount Appropriated 1938	Amount Appropriated 1937	Expended & Reserved 1937
Newark Airport	\$ 140,414.54	\$ 86,356.97	\$ 78,519.72
Deficit General Budget	80,000.00	80,000.00	80,278.60
	220,414.54	166,356.97	158,798.32
Bureau of Water	2,525,672.66	2,659,027.51	2,525,672.66
Municipal Farmers' Market	21,200.00	25,633.00	21,995.20
Bureau of Docks	119,900.00	116,903.56	133,565.49
Outdoor Poor	9,500.00	.....	13,407.74

APPROPRIATIONS FOR DEDICATED REVENUE PURPOSES

	Appropriated 1938	Appropriated 1937	Actual Receipts. 1937
Newark Airport	\$ 220,414.54	\$ 166,350.97	\$ 158,798.32
Bureau of Water	2,525,672.66	2,584,120.00	2,597,983.73
General Budget Revenue .....	.....	74,907.51	.....
	2,525,672.66	2,659,027.51	2,597,983.73
Municipal Farmers' Market	21,200.00	25,633.00	21,220.00
Bureau of Docks	119,900.00	116,903.56	119,934.88
Outdoor Poor	9,500.00	.....	13,407.74

RECAPITULATION.

	Appropriated		Expended & Reserved
	1938	1937	1937
Public Works	\$ 3,711,500.50	\$ 3,137,411.59	\$ 3,104,363.84
Revenue and Finance	679,513.00	611,637.00	611,626.77
Public Safety	5,893,419.68	5,897,928.00	5,893,563.17
Public Affairs	2,264,777.00	2,439,899.00	2,435,142.53
Parks and Public Property	706,561.76	710,447.00	703,783.71
Non-Departmental	1,813,712.21	1,793,193.17	-1,766,557.57
Contingent	25,000.00	35,000.00	18,519.44
Pension Funds	544,831.17	487,099.35	487,099.35
Debt Service	9,078,375.88	8,814,288.51	8,807,761.78
Deficits and Statutory Expenditures	2,754,924.25	1,162,888.03	1,091,568.16
Local School Taxes	7,930,000.00	7,450,000.00	7,450,000.00
County Taxes (1938 Est.)	5,112,000.00	5,112,094.20	5,112,094.20
State School Taxes (1938 Est.)	2,683,500.00	2,683,411.66	2,683,411.66
Soldiers' Bonus Taxes (1938 Est.)	186,600.00	186,609.55	186,609.55
Utilities and Enterprises .....	.....	3,402.00	3,402.00
Capital Expenditures	850,231.19	.....	.....
Borrowed from Current for Capital Improvements	674,666.00	.....	.....
	<hr/>	<hr/>	<hr/>
	\$44,909,612.64	\$40,525,309.06	\$40,355,503.73
Reserve for Uncollected Taxes....	12,045,353.99	9,302,042.06	9,302,042.06
	<hr/>	<hr/>	<hr/>
	\$56,954,966.63	\$49,827,351.12	\$49,657,545.79
	<hr/>	<hr/>	<hr/>

NOTE: In accordance with the regulations prescribed by the state auditor, the "Appropriated for 1937" figures shown in this notice indicate the condition of the various 1937 Appropriation Accounts after transfers.

The following persons addressed the Board of Commissioners on the Budget:

Messrs. Henry A. Guenther, representing the Essex County Building and Loan League; Max Littman, Richard F. Mattia, Saul A. Wittes, Valentine B. Kane, Joel Schlesinger, President of the Real Estate Board of Newark; Dr. Clarence R. O'Crowley; Dr. Henry Davidson, representing the employees of the Newark City Home; R. A. K. Steiger, president of the Newark Taxpayer's Association; T. Hubert McCauley, Daniel Levine; Samuel Goodman; William H. Parry, Henry Green, Henry Greenstein, T. H. Stauber, representing the Citizen's Union of the City of Newark, Ruben Plaskett, A. W. McCabe, John C. Feil, Ernest Scuorzo, Alfred Mack, Sam Blafer.

The following communication were received:

Memorandum from Building and Loan League; Memorandum from Real Estate Board; Petition from residents of Forest Hill section; telegram from Selma Milurtzky; communication from Aurora Building and Loan Association; Communication from Broad Street Association; communication from Newark Taxpayers' Association; petition from M. W. Hyland and others; communication from Essex Council No. 1, New Jersey Civil Service Association.

Ordered filed.

Commissioner Murphy: Before we adjourn, I would like to say that there is a breakdown which will be pub-

lished on all the budgets, and I want to offer a motion that time be set aside for the discussion of each department's budget with all groups that are interested and will come with constructive suggestions in reference to cutting the budgets. I offer that as a motion, that between now and next week that an open hearing be held by the City Commission on each one of the budgets, and that groups that are interested and have suggestions discuss ways and means of cutting each budget.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN,
PEARCE R. FRANKLIN,
M. P. DUFFY,
JOS. M. BYRNE, JR.
VINCENT J. MURPHY.

The Board of Commissioner
of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., March 30, 1938.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, at 11 A. M. Standard Time.

Present: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Byrne.

Mayor Ellenstein: The Clerk will read the minutes of the regular meeting of March 23rd, and the adjourned meeting of March 24th.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to prohibit the sale of Groceries in The City of Newark between certain hours on the first day of the week, commonly called Sunday, and providing penalties for the violation thereof, and stated that today was the time fixed for hearing on same.

Commissioner Franklin: I move we strike out the ordaining clause.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced

the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to prohibit the sale of Groceries in The City of Newark between certain hours on the first day of the week, commonly called Sunday, and providing penalties for the violation thereof.

The Board of Commissioners of the City of Newark, Do Ordain:

1. It shall be unlawful for any person, firm or corporation, or any agent or servant thereof, on the first day of the week, commonly called Sunday, between the hours of 1:00 o'clock P. M. and 12:00 o'clock midnight, to open or keep open any grocery store, wherein the business of selling groceries is carried on, within the City of Newark.

2. The hours mentioned in paragraph 1 hereof shall be Standard Time, except when Daylight Saving Time is in effect, in which event Daylight Saving Time shall apply.

3. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be fined a sum not exceeding \$50.00 for each offense, or suffer imprisonment in the county jail for a period not exceeding 30 days.

4. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

5. This ordinance shall take effect,

immediately upon final passage and publication accordingly to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that April 13th, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

WHEREAS, The Board of Commissioners of the City of Newark believe that a majority of those who labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation;

THEREFORE, The Board of Commissioners of The City of Newark, Do Ordain:

1. That at 2 o'clock A. M. on the

last Sunday in April, 1938, the standard time throughout the City of Newark shall be advanced one hour in all the departments of the municipality over which the Board of Commissioners have jurisdiction, except that where the time is fixed by any statute of this State, in which case the time shall be standard time as fixed by such statute, and at 2 o'clock A. M. on the last Sunday in September in the year 1938, such time shall be retarded one hour.

2. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

3. This ordinance shall take effect immediately.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that April 13th, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of

Five Million, Three Hundred Thirteen Thousand, Nine Hundred Twenty-one Dollars and Twenty-nine Cents (\$5,313,921.29) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and
Interest \$5,313,921.29

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-Seven Dollars and Forty-six Cents (\$77.46) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office\$27.50
Comptroller's Office 44.46
Treasurer's Office 5.50

\$77.46

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Seven Hundred Forty-nine Dollars and Ninety-six Cents (\$1,749.96) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for uncompleted
contracts\$ 583.32
Tax Board 1,166.64

\$ 1,749.96

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Thousand Nine Hundred Thirteen Dollars and Forty-Six Cents (\$15,913.46) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$15,913.46

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eight Hundred Twenty-six Dollars and Fifty Cents (\$826.50) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief
Administration\$826.50

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Five Hundred Ninety-Two Dollars and Eighty-five Cents (\$1,592.85) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief
Administration\$1,592.85

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

One Hundred Fifty-four Thousand, Seven Hundred Ninety-seven Dollars and Twenty-two Cents (\$154,797.22) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Direct \$154,797.22

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Six Hundred Eighty-eight Dollars and Seventy-four Cents (\$2,688.74) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Home\$ 1,025.16
Ivy Hill Power Plant 1,663.58
\$ 2,688.74

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Fifty-Five Dollars

and Seventy-Three Cents (\$355.73) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Printing and Stationery\$355.73

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Four Hundred Four Dollars and Thirty-Six Cents (\$4,404.36) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending March 23rd and March 26th, 1938, inclusive, as follows:

Shade Tree	\$ 2,382.07
Bureau of Docks	790.29
Public Buildings	1,232.00
	<hr/>
	\$ 4,404.36

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Three Thousand, One Hundred Fourteen Dollars and Forty-four Cents (\$3,114.44) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction\$ 3,114.44

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Fourteen Dollars and Eighteen Cents (\$114.18) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

Law Department	\$ 10.00
Central Purchase	104.18
	<hr/>
	\$114.18

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand Seven Hundred Fifty-two Dollars and Nineteen cents \$(12,752.18) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$ 12,752.19

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six Thousand, Four Hundred Forty-one Dollars and Twenty-six Cents (\$36,441.26) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending March 23, 1938:

Newark Airport	\$ 2,759.45
Bureau of Motors	2,681.15
Bureau of Streets	2,424.79
Bureau of Sewers	861.76
House Sewer Connections	341.93
Bureau of Street Cleaning	18,041.59
Bureau of Water	9,330.59
	<hr/>
	\$ 36,441.26

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Nine Hundred Sixty-four Dollars and Twenty-seven Cents (\$3,964.27) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$ 3,464.27
Newark Airport	500.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-one Dollars and Twenty cents (\$41.20) be and the same hereby is appropriated to the persons named, as per certified list being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$41.20
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M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance; NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled, "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of enlarging and extending the sanitary and storm water sewer systems of said City," adopted by the Board of Commissioners on October 6, 1937, Bond Anticipation Notes of said City of the aggregate principal amount of \$50,000.00 and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum;

FURTHER RESOLVED, That the \$25,000.00 of money borrowed by the issuance of said notes shall be used to pay the outstanding \$25,000.00 Bond Anticipation Notes payable on the 31st day of March, 1938, heretofore issued pursuant to said ordinance;

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are author-

ized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey;

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law;

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled, "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of resurfacing public streets and roads in said City," adopted by the Board of Commissioners on October 6, 1937, Bond Anticipation Notes of said City of the aggregate principal amount of \$200,000 and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum;

FURTHER RESOLVED, that \$100,000 of the moneys borrowed by the issuance of said notes shall be used to pay the outstanding \$100,000 Bond Anticipation Notes payable on the 31st day of March, 1938, heretofore issued pursuant to said ordinance;

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey;

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated

to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law;

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Mayor, Director of the Department of Public Affairs, has caused to be filed with the United States Works Progress Administration application covering certain supplemental project to provide city-wide street improvements in the City of Newark; and

WHEREAS, the said Director of the Department of Public Affairs has been notified by the WPA of its desire for said supplemental project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said supplemental

project amounting to \$6,169,210.20 is contingent upon the expenditure of \$3,078,791.40 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$3,078,791.40 for the purpose aforesaid, the division of costs being as follows:

Sponsor's Contribution

Labor:

Unskilled	\$ 12,355.20
Intermediate	9,000.00
Skilled	14,400.00
Professional and technical	24,380.00
Superintendence	76,860.00
Material and supplies..	2,179,945.20
Equipment rentals	737,375.00
Other direct costs	24,476.00

\$3,078,791.40

Federal Funds—66.7%.

Sponsor's Funds—33.3%.

AND BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration of the herein identified supplemental project.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, Handler Realty Co., Inc., has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the lots owned by it and known as 28-30 Norman Road, Block 4260, lot 31 and 32, Block 4260; and

WHEREAS, the Board of Commissioners of the City of Newark did on November 24, 1937, adopt a resolution adjusting the unpaid taxes, assessments and liens on the aforesaid 28-30 Norman Road, Block 4260, Lot No. 31-32 at \$820 each; and

WHEREAS, the said Handler Realty Co., Inc., was not within the statutory period able to pay the appraised value of the property first aforementioned; and

WHEREAS, the said Handler Realty Co., Inc. has now offered to pay \$1,640.00 in full satisfaction of all unpaid taxes assessments and liens, being the present market value of the aforesaid lots;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the said sum of \$1,640 in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lots and the amount of any such taxes, assessments, and liens over and above the aforesaid present market value on each of the aforesaid lots be and they hereby are can-

celled upon the payment of the sum aforesaid.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, giving the municipality the right to alteration, adjustment and settlement of taxes; building improvements to be commenced on the aforesaid property within sixty (60) days from the date hereof, otherwise this resolution to be null and void.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Maryor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Goodman Pharmacy, Inc., of 44 West Runyon Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Plenary Retail Distribution License, and deposited with the Clerk of the said Board, on March 5, 1938, the sum of \$161.66; and

WHEREAS, Plenary Retail Distribution License No. D-194 was issued to the said Goodman Pharmacy, Inc., of 44 West Runyon Street, Newark, on March 18, 1938; and

WHEREAS, the sum to be paid for the said license on March 18th, 1938, was \$143.85, entitling the said Goodman Pharmacy, Inc., to a refund of \$17.81;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the

City of Newark, that the sum of \$17.81 be and the same is hereby ordered paid to the said Goodman Pharmacy, Inc., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Goodman Pharmacy, Inc., the said sum of \$17.81, for the reason hereinbefore set forth.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Maryor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the sum of \$50.00 be paid to Dr. Robert R. Sellers, Assistant Director of Venereal Disease, Bureau of Health, Department of Public Works, to cover in part, his expenses in attending Syphilis Control demonstrations in the State of Georgia, during the week beginning March 14, 1938. This money shall be paid from the fund known as U. S. Social Hygiene Fund provided by the State of New Jersey and budgeted for this specific purpose.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Maryor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, application has been made by the Borough of Rutherford for permission to discharge the sewerage from the east side of the Borough of Rutherford into the Passaic Valley Sewer; and

WHEREAS, the said territory lying on the east side of the Borough is not included in the Passaic Valley Drainage District; and

WHEREAS, in order to accomplish this purpose consent of the original contracting parties is necessary;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Borough of Rutherford be and it is hereby granted permission to discharge sewerage from the east side of the Borough of Rutherford (from Ridge Road east) into the Passaic Valley Sewer; and

BE IT FURTHER RESOLVED, that the Passaic Valley Sewerage Commission be and it is hereby empowered to grant the said permission to the Borough of Rutherford on such terms and conditions as it may fix, which will equalize the capital investment of the municipalities participating in the original investment and without prejudicing the interest of the City of Newark in the Passaic Valley Sewer project.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to locate its poles in Elizabeth Avenue, at Chancellor Avenue, and near Renner Avenue, as indicated on map or plan numbered 2837-K and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Pole Locations in Elizabeth Avenue, at Chancellor Avenue, and near Renner Avenue, Newark, N. J.," dated March 8, 1938, hereto attached and made a part hereof, and that said poles be and are hereby located as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Director of the Department of Public Affairs be and he hereby is authorized and directed to advertise for sealed proposals for the reconditioning of Doramus Avenue Bridge across the Lehigh Valley and Pennsylvania Railroads.

Bids to be received at such time and place as the Director shall in proper advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Maryor Ellenstein.

Commissioner Duffy offered the following resolution:

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Public Safety be and he is hereby authorized to sell, at public Sale, eight (8) horses now in the Police Division of the Department of Public Safety.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Maryor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for sealed proposals for the rental of approximately seventy (70) new and reconditioned electric water coolers for the City Hall group of buildings.

Bids to be received between the hours of 11:00 and 11:15 A. M. on such date as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Maryor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Refined Asphalt Cement and Mineral Filler.

Bid to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Maryor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering dry goods and household supplies, for the period of four months; therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded in the amounts set op-

posite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnish- and delivering said Dry Goods and Household Supplies:

Approximately

Barr Brothers	\$ 614.65
B. I. Binder	491.66
Fisher Cohen Company ...	5,642.29
Herman Kussy	866.25
National Supply Company of Newark, Inc.	352.25
Sanifect Company	803.80
I. Simon & Sons, Inc.	2,284.93
Wollen Chemical & Supply Co.	645.80

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Byrne offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering paper towels, for the Department of Parks and Public Property; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said towels to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said paper towels;

C. G. WINANS COMPANY—
Newark, N. J.

Approx. 220 cases paper towels, 30 pkgs. to case, 125 towels to pkg.

a—standard case lots @ .0722 per pkg.

b—broken case lots @ .10 per pkg.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Air

Compressor for the Department of Public Affairs; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said air compressor to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Air Compressor:

CHICAGO PNEUMATIC TOOL
COMPANY—New York City.

One (1) Air Compressor, as per specifications for \$1,699.00.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.
Commissioner Duffy offered the following resolution:

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that Michael P. Duffy, Director of the Department of Public Safety, be and he is hereby authorized and directed to enter into an agreement, on behalf of the said City of Newark, with the Village of South Orange, N. J., a municipal corporation of the State of New Jersey, for

permitting said Village of South Orange, N. J., to participate in the facilities of the Police Broadcasting Station maintained and operated by said The City of Newark, and the maintenance of the broadcasting and reception of services between the parties therein, over Radio Station W2XEM, operated by the Police Division of the Department of Public Safety of the City of Newark, for the term of one year from April 1, 1938, at an annual rental of \$347.20, payable in advance at the date of signing of said contract, copy of which said contract is hereto attached and made part hereof; and the Director of the Department of Public Safety and the City Clerk are hereby directed and authorized to sign said contract, on behalf of the City of Newark.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the change affecting the pay roll of the Newark City Hospital, Department of Public Works, be and the same is hereby approved for the last half of March, 1938:

NEWARK CITY HOSPITAL

Resignation:

Philip Brady, Orderly, resigned, effective March 16, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Maryor Ellenstein.

RESOLVED, that the following changes affecting the pay rolls of the various sub-divisions of the Department of Public Works, be and the same are hereby approved for the first half of April, 1938:

NEWARK CITY HOSPITAL

Temporary Services Terminated:

Helen E. McClure, Resident Nurse, services terminated, effective March 31, 1938.

Eleanor Samble, Resident Nurse, services terminated, effective March 31, 1938.

Ruby Dowie, Resident Nurse, services terminated, effective March 31, 1938.

Lois Monell, Resident Nurse, services terminated, effective March 31, 1938.

Permanent Appointments from Eligible List:

Helen E. McClure, Resident Nurse, salary \$960 per annum, effective April 1, 1938.

Eleanor E. Samble, Resident Nurse, salary \$960 per annum, effective April 1, 1938.

Ruby S. Dowie, Resident Nurse,

salary \$960 per annum, effective April 1, 1938.

Lois C. Monell, Resident Nurse, salary \$960 per annum, effective April 1, 1938.

CONVALESCENT HOSPITAL

Temporary Services Terminated:

Mary J. Devlin, Resident Nurse, services terminated, effective March 31, 1938.

Permanent Appointment from Eligible List:

Mary J. Devlin, Resident Nurse, salary \$960 per annum, effective April 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Maryor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rose Fitzsimmons, owner; for the construction of addition to dwelling beyond setback line in a 3rd residence district; premises 105 Brill Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr Rankin: There are no objections, Mr. Mayor. It is the enclosure of an existing porch.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Vincenza Lombardi, owner; for the construction of garage to replace present store in a 3rd residence district; premises 289-291 Camden Street; on condition that the building is not for storage purposes and that no automobiles are repaired on the premises;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: There were no objections, Mr. Mayor.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of John H. Andersen (Commonwealth B. & L. Assn., and Defiance B. & L. Co., owners); for the erection and operation of a gasoline station in a 1st industrial district; on condition that the station is constructed and operated in conformity with the rules of the Board of Adjustment; premises 196-200 Mulberry Street; such use

to be limited to the period ending eight years from date of approval hereof.

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application.

Mr. Rankin: It is across from the fire house, but they have no objection.

Commissioner Duffy: If they have no objection, I have no objection to it.

Mr. Rankin: We have reports from the Fire Traffic Division and there is no objection, except they would like to have the driveway as far from the corner as possible, and they show 12 feet. Both of those departments say this will eliminate any parking at the corner and therefore facilitate the movement of traffic.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., March 29, 1938.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*15 South Sixth Street; Simon Ameling; renewal of permit for automobile parking station; such use to be limited to the period of one year ending March 13, 1939;

722-732 Frelinghuysen Avenue; A. A. A. Salvage Corp.; for the establishment and operation of an automobile and truck sales station in a 2nd industrial district; such use to be limited to the period of one year from date of approval hereof; (No objectors);

*281-283 Second Avenue; Joseph Festa, renewal of permit for retail ice depot; such use to be limited to the period of two years ending April 10, 1940.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of March 30, 1938.)

Received, copy to be sent to each Commissioner and further action postponed to April 6, 1938.

Commissioner Duffy: I move the rules be suspended in the cases of the applications for renewals by Simon Ameling and Joseph Festa.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Simon Ameling (Estate of Fred Kilgus, owner); for the renewal of permit for automobile parking station; premises 15 South Sixth Street; such use to be limited to the period of one year ending March 13, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr Rankin: No objections.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Festa (Marie Festa, owner); for the renewal of permit for retail ice depot; premises 281-283 Second Avenue; such use to be limited to the period of two years ending April 10, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein: The other matter will take its usual course and be heard on April 6.

ANNUAL REPORTS

Annual Reports of the following Departments were received:

Public Library.

Commissioner Franklin: I move we adjourn.

Commissioner Murphy: I want to announce as a matter of record that tomorrow there will be a discussion of the budgets of Director Byrne of the Department of Parks and Public Property, and the Revenue and Finance, starting at 10:30 in the morning. We want those citizens that

are interested to discuss any items in these budgets. And on Friday Director Duffy's, Department of Public Safety, and on Monday, Director Franklin, the Department of Public Works, and on Tuesday, the Mayor, Department of Public Affairs, and the balance of the day on Tuesday, if possible, on the non-departmental setups.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., March 31, 1938.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 10:30 A. M.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Proposed Budget for the Department of Revenue and Finance.

Commissioner Murphy explained his proposed budget.

The following persons addressed the Commission:

Max Littman, William Umscheid, Lillian Clawans, William Schiller, 804 South 14th Street; Samuel Blaffer, 585 Springfield Avenue; Samuel Goodman, 1060 Broad Street; Louis Steinberg, 245 Peshine Avenue; Mrs. Anna Rudolph, 709 South 20th Street; Charles Host, 681 South 18th Street.

Proposed Budget of Department of Parks and Public Property.

Commissioner Byrne explained his proposed budget.

The following persons spoke: Mr. William Schiller, Mr. Max Littman, Edward Ford, 142 Newark Street; Lillian Clawans, Samuel Blaffer, Theodore Grotta, 46 Farley Avenue; Edward Muller, 23 Chadwick Avenue; Samuel Goodman; Elizabeth Newman, 199 Chadwick Avenue; H. Graifman, 251 16th Avenue.

Adjourned to April 1, 1938.

APPROVED:

VINCENT J. MURPHY,
JOS. H. BYRNE, JR.,
M. ELLENSTEIN,
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

April, 1938

Newark, N. J., April 1, 1938.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 10:30 A. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Proposed Budget of Department of Public Safety.

Director Duffy stated he would permit no cross questioning on his budget, but would make a public reply within forty-eight hours, and in addition to the public hearing would be glad to meet any of the citizens in his office.

The following persons spoke: Max Littman, 525 Elizabeth Avenue; Mrs. Stella Romano, 14 Mt. Prospect Place; Edward Smith, 175 Woodside Avenue; Ernest Scuorzo, 80 Jefferson Street; Valentine B. Kane, 356 7th Avenue; Jacob Schachat, 260

Osborne Terrace; Samuel Levine, 1156 Broad Street; Edward Muller, 223 Chadwick Avenue; Samuel Goodman, 1060 Broad Street; Fred M. Rossland, representing the Safety Council; Lillian Clawans, 27 Johnson Avenue; Thomas E. Durkin, representing the Newark PBA; William Matcha, 810 South 16th Street; Irving Schwartz; David Clare, 838 Lake Street; Edward P. Morris, 242 Madison Avenue and Harry B. Gourley, President of the State PBA.

Adjourned to April 4, 1938, at 10:30 A. M.

APPROVED:

MICHAEL P. DUFFY,
M. ELLENSTEIN,
PEARCE R. FRANKLIN,
JOS. M. BYRNE, JR.
VINCENT J. MURPHY.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 4, 1938

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 10:30 A. M.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Proposed Budget of Department of Public Works.

Commissioner Franklin explained his proposed budget.

The following persons addressed the Commission: Max Littman, 525 Elizabeth Avenue; William Umscheid, 281 North 5th Street; Dr. F. H. Wallhauser, Medical Tower; Joseph Traf-
fito, 35 Nassau Street; Rabbi Julius Silberfeld; Alfred Mack, 22 Prospect Place; Leroy Scott, 400 North 5th Street; Rowan Whealdon, 42-46 Park Place; Samuel Levine, 1156 Broad Street; William Schiller, 804 South

14th Street; Samuel Blafer, 585 Springfield Avenue; T. H. Stauber, 125 Ridgewood Avenue, representing the Citizens Union; Samuel Goodman, 1060 Broad Street; George Brighton, 57 Rose Street; Mrs. Sayre, 370 Highland Avenue; Henry Green; Louis Bareda, 17 Ridgewood Avenue; Dr. Henry Davidson, City Home; Edward Sutro, 291 Mulberry Street; Samuel Blafer; Lillian Clawans, 27 Johnson Avenue; Irving Schwartz, 17 Osborne Terrace; Fred Styles, 25 South 12th Street; Meyer Zemel.

Adjourned to April 5, 1938, at 10:30 A. M.

APPROVED:

PEARCE R. FRANKLIN,
M. ELLENSTEIN,
JOS. M. BYRNE, JR.
VINCENT J. MURPHY

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 5, 1938.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 10:30 A. M.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Proposed Budget of Department of Public Affairs.

Mayor Ellenstein read the questions submitted to him by Commissioner Byrne, and his answers thereto.

The following persons spoke or questioned the Mayor:

Mr. Ernest Scuorzo, William Muller, William Umscheid, Fred Stiles, Meyer Zemel, Samuel Levine, Lillian Clawans, Max Littman, Samuel Goodman, Matthew Robustell, 149 Brunswick Street; Edna Diezold, R. A. K. Stieger.

Proposed Budgets for Inter-Departmentals.

The City Clerk explained his proposed budget and answered questions thereon.

Mr. Adams explained the proposed budget of the Department of Central Purchase and answered questions thereon.

Corporation Counsel O'Brien explained the proposed budget of the Law Department and answered questions thereon.

Mr. Rankin, Secretary, explained the budget of the Board of Adjustment and answered questions thereon.

Adjourned.

APPROVED:

M. ELLENSTEIN,
PEARCE R. FRANKLIN.
JOS. M. BYRNE, JR.,
VINCENT J. MURPHY.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 6, 1938.

A Regular Meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meetings.

Commissioner Franklin: I move that we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of bonds of The City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move it be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require moving vans and

other persons in the trucking business to secure permits for the moving of personal property in The City of Newark and providing for the issuance of such permits upon payment of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move it be laid over for four weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require Constables to give notice to municipalities of all sales and other proceedings affecting personal property therein and providing for the distress thereof for arrears of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move it be laid over for four weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing compensation for the members of the Board of Adjustment of The City of Newark, under the provisions of Chapter 274, of the Laws of 1928, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move it be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to repeal an ordinance entitled, "An Ordinance to establish a Newark Housing Authority," adopted October 13, 1937, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance to repeal an ordinance entitled, "An Ordinance to establish a Newark Housing Authority," adopted October 13, 1937.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy: I move that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that said ordinance be ordered to be third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the title of "An Ordinance to repeal an ordinance entitled, 'An Ordinance to establish a Newark Housing Authority,' adopted October 13, 1937, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to repeal an ordinance entitled, "An Ordinance to establish a Newark Housing Authority," adopted October 13, 1937.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Five Million One Hundred Thousand Dollars (\$5,100,000.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Public School
Appropriation\$5,100,000.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED That the sum of Four Thousand Five Hundred Sixty-Eight Dollars and Twenty-Four Cents (\$4,568.24) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$4,568.24

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Nine Hundred Eighty-Eight Dollars and Twenty-Three Cents (\$1,988.23) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 55.53
Rents Foreclosed property	55.80
Reserve for overpayments	
Comptroller's Office	766.04
1938 Taxes	1,110.86
	<hr/>
	\$ 1,988.23

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Thousand, Five Hundred Thirty-one Dollars and Fourteen Cents (\$20,531.14) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance, from March 16th to March 31st, 1938, as follows:

Director's Office	\$ 1,241.65
Comptroller's Office	3,419.87
Tax Installment Bureau....	362.49
Auditor's Office	1,970.00
City Treasurer's Office....	979.97
Receiver's Office	2,102.03
Arrears of Personal Taxes	1,576.15
Board of Assessments and	
Revision of Taxes	7,529.86
Revaluation Bureau	404.14
Board of Assessments for	
Local Improvements	944.98
	<hr/>
	\$20,531.14

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Two Hundred Twenty-Seven Thousand, Eight Hundred Seventy-Five Dollars and Seventy-six Cents (\$227,875.76) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from March

15th to 31st, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	847.90
Building Division	3,137.47
Electrical Division	2,121.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Police Division	134,891.48
Fire Division	83,912.90
	<hr/>
	\$227,875.76

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Ninety-Nine Dollars and Forty Cents (\$99.40) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Works, as follows: Emergency Relief—

Administration\$99.40

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Nine Hundred Twenty-Nine Dollars and Seventy-Eight Cents (\$4,929.78) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

United States Social	
Hygiene	\$ 105.10
Director's Office	113.06
Public Outing	60.00
Ivy Hill Power Plant	1,351.80
Bureau of Baths	3,299.82
	<hr/>
	\$ 4,929.78

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 M. P. Duffy
 M. Ellenstein
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Ninety-Seven Dollars and Fifty Cents (\$697.50) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—	
Administration	\$697.50
Pearce R. Franklin	
Jos. M. Byrne, Jr.	
M. P. Duffy	
M. Ellenstein	
Vincent J. Murphy	

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-Three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, for the month of March, 1938, as follows:

United States Social	
Hygiene	\$633.33
Pearce R. Franklin	
Jos. M. Byrne, Jr.	
M. P. Duffy	
M. Ellenstein	
Vincent J. Murphy	

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty-Nine Thousand, Three Hundred Thirty-Eight Dollars and Ninety-Eight Cents (\$89,338.98) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of March, 1938, as follows:

Director's Office	\$ 1,681.65
Employment Bureau	1,470.29
Bureau of Health	24,220.12
Newark City Hospital	23,823.36
Convalescent Hospital	1,981.10
Newark City Home	3,441.10
Bureau of Baths	5,298.14
Newark City Alms House	2,537.15
Ivy Hill Power Plant	2,526.26
Outdoor Poor	1,985.82
Emergency Relief—	
Administration	20,373.99
	<hr/>
	\$ 89,338.98

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 M. P. Duffy
 M. Ellenstein
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Fifteen Thousand, Four Hundred Seventy-Nine Dollars and Nine Cents (\$15,479.09) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from March 16th to March 31st, 1938, as follows:

Director's Office	\$ 778.98
Smoke Abatement	154.16
Public Buildings	9,245.41
Municipal Farmers' Market	295.82
Weights and Measures	1,347.91
Printing and Stationery....	171.00
Shade Tree	1,492.49
Bureau of Docks	1,024.16
Construction Account	
PWA Docket N. J. No. 1302	823.33
Public Buildings—WPA	
Project No. 1485-7	145.83
	<hr/>
	\$ 15,479.09

Jos. M. Byrne, Jr.
 M. P. Duffy
 M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-three Thousand, Six Hundred Ninety-Four Dollars and Sixty-Three Cents (\$23,694.63) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Construction Account

PWA Dock N. J. 1302	
DS	\$23,694.63

Jos. M. Byrne, Jr.
 M. P. Duffy
 M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Four Thousand, Four Hundred Thirty-four Dollars and Seventy-one Cents (\$4,434.71) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending March 30th and April 2nd, 1938, inclusive, as follows:

Shade Tree	\$ 2,389.47
Bureau of Docks	787.24
Public Buildings	1,258.00
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	\$ 4,434.71

Jos. M. Byrne, Jr.
 M. P. Duffy
 M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, One Hundred Fifty-Five Dollars and Forty-Eight Cents (\$3,155.48) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Public Buildings\$ 3,155.48

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty-five Thousand Two Hundred Four Dollars and Seventy-two Cents (\$45,204.72) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period March 16th-31st, 1938, both inclusive:

Director's Office\$ 1,439.57
Newark Airport 1,517.49
Bureau of Lighting 420.00
Bureau of Streets 4,849.91

Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,180.74
Bureau of Surveys	2,939.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,813.23
Airport Construction	3,253.32
Newark Labor Relations Board	238.33
City Railway	854.16
	<hr/>
	\$ 45,204.72

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-one Dollars (\$41.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$41.00

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Thirty-six Thousand, Four Hundred Seventy-nine Dollars and Thirty-six Cents (\$36,479.36) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending March 30, 1938:

Newark Airport	\$ 2,822.95
Bureau of Motors	2,686.47
Bureau of Streets	2,383.87
Bureau of Sewers	872.98
House Sewer Connections	356.33
Bureau of Street Cleaning	17,963.52
Bureau of Water	9,383.24
	<hr/>
	\$ 36,479.36

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Seventy-four Dollars and Seventy-nine Cents (\$374.79) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 7.00
Streets	3.70
Motors	20.17
Newark Airport	40.85
Water	303.07
	<hr/>
	\$374.79

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, One Hundred Thirty-two Dollars and Seventy-six Cents (\$4,132.76) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction\$ 4,132.76

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Forty-four Dollars and Sixty-three Cents (\$144.63) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

City Clerk	\$106.26
Labor Relations Board	38.37
	<hr/>
	\$144.63

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand Two Hundred Eighty-two Dollars and Thirty Cents (\$12,282.30) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-Departmental Department from March 16th to March 31st, 1938, as follows:

Law Department	\$ 3,912.45
City Clerk	3,054.07
Elections	425.00
First District Court	1,179.16
Second District Court ..	1,104.14
Board of Adjustment--	
Zoning	460.00
Central Purchase	2,147.48
	<hr/>
	\$ 12,282.30

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the expenses of Owen A. Malady, Overseer of the Outdoor Poor, Department of Public

Works, incurred in attending conferences held in Trenton, New Jersey and Harrisburg, Johnstown and Philadelphia, Pennsylvania, from March 8th to 12th, inclusive, be and the same are hereby approved not to exceed One Hundred Fifty Dollars (\$150.00). These conferences were in connection with relief work.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.
Commissioner Franklin offered the following resolution:

RESOLVED: That the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for doing all necessary electrical wiring in connection with setting up the new X-Ray equipment in the X-Ray room of the Newark City Hospital.

Bids to be received by the Director of the Department of Public Works between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the Director of the Department of Parks and Public Property, be and he is hereby authorized and directed to advertise for sale to the highest bidder, one fifty-foot raised deck cruiser "Port Newark," such sale to be held at such time and place as the said Director may, in proper advertisement, designate.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That all bids received by the Department of Central Purchase on March 14, 1938, for furnishing and delivering granite monument stones, for the Department of Public Affairs, be and the same hereby are rejected, it being deemed possible to obtain more favorable prices, and therefore be it

FURTHER RESOLVED: That the Department of Central Purchase be and it is hereby authorized and directed to readvertise for sealed proposals for furnishing and delivering granite monument stones.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

RESOLVED: That the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Building Materials, Cast Iron Pipe and Special Castings for the Department or Public Affairs.

Bids to be received from 10:00 to 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

RESOLVED: That the contract for lining with cement-mortar, 21,000 linear feet of 48-inch No. 1 Pequannock Aqueduct, Station 906 to Station 1116 in the Town of Bloomfield, Nutley and Belleville, Essex County, New Jersey, (Contract 37—Division of Water) be and the same hereby is awarded to the T. A. Gillespie Company, they being the lowest formal bidder, the amount of their bid based on the estimated quantity being \$56,490.00; and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute on the part of the City of Newark a proper contract covering said work.

M Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, in accordance with the law and by authority of the Board of Commissioners of The City of Newark, the Director of the Department of Parks and Public Property, did publicly advertise for, solicit and received and open bids for the reconstruction of stokers and linings in the boiler rooms of the power house plant in the City Hall, all of which is set forth in the copy of the specifications attached hereto and made a part hereof; and,

WHEREAS, the said Director of the Department of Parks and Public Property has determined that Herman Sommer is the lowest responsible bidder, his bid being Sixty-five Hundred (\$6,500.00) Dollars;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the contract for furnishing the work and materials in the reconstruction of stokers and linings in the boiler room of the power house plant in the City Hall, as set forth in the copy of the specifications attached hereto and made a part hereof, be and the same is hereby awarded to Herman Sommer, the lowest formal bidder in response to public advertisements for sealed proposals; and the Director of the Department of Parks and Public Property and the City Clerk of The

City of Newark are hereby authorized and directed to execute on the part of The City of Newark proper contract for the furnishing of said work and materials, as provided in the specifications attached hereto and made a part hereof; contract to be approved as to form by the Corporation Counsel.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the changes affecting the payrolls of the Department of Public Works for the first half of April, 1938, be and the same are hereby approved, as follows:

NEWARK CITY HOSPITAL

Temporary Appointments:

Ralph Ferrace, Pharmacist, salary \$6 per day, effective March 26, 1938.

Patrick Higgins, Fireman, salary \$9.61 per day, effective March 25, 1938.

Non-Competitive Appointments:

Eugene L. Miller, Interne, salary \$180 per annum, effective April 1, 1938.

Bernhardt J. Statman, Interne, salary \$180 per annum, effective April 1, 1938.

Henry Buermann, Jr., Interne, sal-

ary \$180 per annum, effective April 1, 1938.

Services Terminated:

Ralph Ferrace, Pharmacist, services terminated, effective April 2, 1938.

Norman E. Ford, Fireman, services terminated, effective March 20, 1938.

Peter J. Hunt, Fireman, services terminated, effective March 31, 1938.

Emil Wolff, Fireman, services terminated, effective March 31, 1938.

Charles Huntley, Fireman, services terminated March 31, 1938.

Patrick Higgins, Fireman, services terminated, effective March 31, 1938.

Resignations:

Robert Lamb, Interne, resigned, effective March 31, 1938.

Jack Siegel, Interne, resigned, effective March 31, 1938.

Philip Willner, Interne, resigned, effective March 31, 1938.

Miriam Broschak, Student Nurse, resigned, effective April 1, 1938.

Theresa Campbell, House Maid, re-resigned, effective April 1, 1938.

Permanent Seasonal Appointment from Eligible List:

Ida Austin, Visiting Instructor, salary \$5 per lesson, effective April 1, 1938.

Salary Increases Re: Resolution No. 5121:

Evarts Loomis, Interne, salary increased from \$180 to \$240 per annum, effective April 1, 1938.

Jack Yoskalka, Interne, salary increased from \$180 to \$240 per annum, effective April 1, 1938.

William A. Leff, Interne, salary increased from \$180 to \$240 per annum, effective April 1, 1938.

Leave of Absence Without Pay:

Helen Fernandez, Resident Nurse, granted leave of absence, without pay, for six days, effective March 16th to 21st, 1938, at her request.

Mary Delaney, Student Nurse, granted leave of absence, without pay, for three months, effective April 1st, 1938, at her request.

Sylvia Maged, Student Nurse, granted leave of absence, without pay, for three months, effective April 1st, 1938, at her request.

Delia V. Thiel, Prenatal Nurse, granted leave of absence, without pay, for two months, effective April 1st, 1938, at her request.

Henry Cielecki, Orderly, granted leave of absence, without pay, for one-half month, effective April 1st 1938, at his request.

CONVALESCENT HOSPITAL

Leave of Absence Without Pay:

Lucille Mitchell, Porter, granted leave of absence, without pay, for three months, effective April 1, 1938, at her request.

Loretta Smith, House Maid, granted leave of absence, without pay for one month, effective April 1, 1938, at her request.

IVY HILL POWER PLANT

Temporary Appointment:

Peter Begley, Fireman, salary \$9.61 per day, effective March 24, 25, 26, 27 and 28, 1938, five days only.

NEWARK CITY HOME

Temporary Appointment:

Anthony Coppola, Fireman, salary \$9.61 per day, three days, effective April 6, 8, and 13, 1938.

EMERGENCY RELIEF

Emergency Appointment—

Central Office:

Patrick Pintozi, Investigator, salary \$1,200 per annum, effective March 22, 1938.

Leave of Absence Without Pay:

Teresa Rodgers, File Clerk, granted leave of absence, without pay, for one month, effective April 1st to 30th inclusive, at her request.

Emergency Appointment— Ironbound District:

Milton Goodman, Family Visitor, salary \$1,200 per annum, effective April 1, 1938.

Return from Leave of Absence:

Joseph Matzner, Family Visitor, returned from leave of absence, effective April 1, 1938.

Leave of Absence Without Pay:

Helen Rosenfeld, Intake Worker, granted leave of absence, without pay, for one month, effective April 1st to 30th, 1938, at her request.

Emergency Appointment— Clinton Hill District:

Paul J. Fahey, Family Visitor, salary \$1,200 per annum, effective April 1, 1938.

Leave of Absence Without Pay:

Margery Lowy, Family Visitor, granted leave of absence, without pay, for one month, effective April 1st to 30, 1938, at her request.

Leave of Absence Without Pay Extended:

Helen W. Devlin, Family Visitor, granted an extended leave of absence, without pay, for one month, effective April 1st to 30th, 1938, at her request.

Emergency Appointment— Branch Brook District:

Sigmund Epstein, Family Visitor, salary \$1,200 per annum, effective April 1, 1938.

Services Terminated— Clothing Center:

Elizabeth Mitchell, Clerk, services terminated, effective March 31, 1938.

Emergency Appointment— Central Clearance Division:

June Martin, Clerk, salary \$840 per annum, effective April 1, 1938.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of A. A. A. Salvage Corp., (Ned G. Begle, owner); for the establishment and operation of an automobile and truck sales station in a second industrial district; premises 722-732 Frelinghuysen Avenue; such use to be limited to the period of one year from date of approval hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: We had one objector who said if he would clean the place up he would have no objection. The place has been cleaned up so the Board passed it.

Commissioner Duffy: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting. Commissioner Murphy.

The following communication was received and read:

BOARD OF ADJUSTMENT
City Hall,
Newark, New Jersey

April 5, 1938.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:—

At a meeting of the Board of Adjustment held this day, resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39) Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*40 Commerce Street, Sol Kornfeld; renewal of permit for automobile parking station; such use to be limited to the period of one year ending March 10, 1939;

*18-20 Edison Place; Nicholas Caputo; renewal of permit for automobile parking station; such use to be limited to the period of one year ending March 10, 1939.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of April 6, 1938.)

Ordered filed.

Commissioner Duffy: I move the rules be suspended on the application of Sol Kornfeld, automobile parking station, 40 Commerce Street; and ap-

plication of Nicholas Caputo, automobile parking station, 18-20 Edison Place.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Sol Kornfeld (Bertha, Minnie, Stella and Rose Baime, owners) for the renewal or permit for automobile parking station; premises 40 Commerce Street; such use to be limited to the period of one year ending March 10, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nicholas Caputo (Estate of Aaron Feist, owner); for the renewal of permit for automobile parking station; premises 18-20 Edison Place; such use to be limited to the period of one year ending March 10, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendations of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The Annual Report for the year 1937, for the following departments was received and ordered filed:

Department of Parks and Public Property.

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for March, 1938;

Department of Public Buildings for March, 1938;

Supervisor, Municipal Farmers' Market for March, 1938;

Clerk of First District Court for March, 1938;

Clerk of Second District Court for March, 1938;

Superintendent of Alms House for March, 1938;

City Clerk (2) for March, 1938;

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for March, 1938;

Thomas F. Guthrie, Clerk, 1st Criminal Court, Part Traffic, for March, 1938;

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 1, for March, 1938;

Charles F. J. McGovern, Clerk 3rd Criminal Court, Part 2, for March, 1938;

Robert J. Beckley, Clerk, 3rd Criminal Court, for March, 1938;

Elizabeth S. Lewis, Clerk of Family Court, for March, 1938;

City Treasurer for March, 1938;

Comptroller for March, 1938.

CITY OF NEWARK, NEW JERSEY

DEPARTMENT OF REVENUE AND FINANCE

April 1, 1938.

To the Honorable,
The Commissioners of the
City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of March, 1938:

RECEIPTS

Cash on hand February 28, 1938	\$2,949,525.65	
Received from Comptroller March	1,383,226.30	
		<hr/>
		\$4,332,751.95

DISBURSEMENTS

By Warrent	\$3,108,931.94	
Without Warrant	134,557.64	
Returned Checks	3,265.55	
		3,246,755.13

Cash on hand March 31, 1938		\$1,085,996.82
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Vincent J. Murphy,
 Respectfully,
 Director of Revenue and Finance.
 By Joseph J. Kroehl.

COMPTROLLER'S REPORT

March, 1938

Assessments:

Opening Streets	\$ 351.54	
Paving	411.59	
House Sewer Connections	511.60	
Water Service	17.60	
Bureau of Streets, Snow Removal	7.31	

Funds:

Schools, Current Expense	1,106,510.24	
Schools, Const. Acct.	15.00	
Emergency Relief, State	663,980.33	
Emergency Relief	302.12	
Outdoor Poor	510.00	
Farmer's Market Rents	792.00	
Centre Market	1,174.00	
Centre Market Reserve	2,168.00	
Green and Franklin Street Property	280.00	
Foreclosed Property Rents	320.00	
Redemptions	5,593.27	
City Hospital	3,139.29	
Convalescent Hospital	167.00	
City Home	62.00	
Shade Tree Department	59.43	
Fire Department	280.28	
Weights and Measures Department	2,382.50	
Gas Tax Refund	2,798.22	
200 Washington Street, Corp.	833.33	
Estate H. C. Jones	3.28	
Almshouse	8.00	
Bureau of Streets	7,523.16	
Bureau of Street Cleaning	1,171.65	
Bureau of House Sewers	85.00	
Bureau of Docks	17,604.08	
Airport	7,280.16	
Water Rents	192,806.08	

Miscellaneous Revenue:

General Licenses	6,718.38
Dog Licenses	1,004.00
Beer Licenses	741.66
Fees	593.85
Building Department	2,598.80
Board of Health	1,717.50
City Hospital	108.21
Almshouse	9.11
Public Library	1,726.13
Police Courts	7,595.15
District Courts	4,138.60
Bureau of Combustibles	1,549.00
Jitneys	17,875.70
Miscellaneous Rents	6,154.26
Army Base Lease	8,333.34
Market Plaza Lease	6,250.00
Market Plaza Parking Station	2,200.00
City Hall	225.00
Cost of Sale	614.01
Surplus Revenue	289.73
Suspense Account	52.00
Police Department	311.54
Fire Department	50.00
Searches	753.75
Bureau of Street Cleaning	53.03
Bureau of Sewers	70.00
Personal Arrears, Fees	245.80
Personal Arrears, Costs	26.94

Real Estate:

Taxes, 1938 Receivers	477,144.39
Arrears, Real Estate, 1937	316,105.26
Arrears, Real Estate, 1936	108,096.04
Arrears, Real Estate, 1935	38,895.54
Arrears, Real Estate, 1934 and prior	34,465.35
Personal Arrears, 1937	24,548.85
Personal Arrears, 1936	8,715.03
Personal Arrears, 1935	2,362.35
Personal Arrears, 1934 and Prior	1,041.68

Interests:

Real Estate	49,101.18
Personal Arrears	2,404.77

	<u>\$3,154,033.99</u>
Less Returned Checks \$3,265.55; Refunds \$766.04	4,031.59
	<u>\$3,150,002.40</u>

Vincent J. Murphy,
Director of Revenue and Finance.

Commissioner Byrne. I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.,
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN,

The Board of Commissioners
of The City of Newark. N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 13, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Present: Commissioners Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioners Byrne, Duffy.

Mayor Ellenstein: The Clerk will read the minutes of regular meeting of April 6th.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioners Byrne, Duffy.

The City Clerk presented an ordinance "WHEREAS, the Board of Commissioners of the City of Newark believe that a majority of those who labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation," and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

WHEREAS, the Board of Commissioners of the City of Newark believe that a majority of those who labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "WHEREAS, the Board of Commissioners of the City of New-

ark believe that a majority of those who labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

WHEREAS, the Board of Commissioners of the City of Newark believe that a majority of those who labor in the diversified industrial occupations of the City are in favor of an hour's daylight saving, and that it is beneficial for mental improvement and physical recreation.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented an Ordinance to prohibit the sale of Groceries in the City of Newark between certain hours on the first day of the week, commonly called Sunday, and providing penalties for the violation thereof, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance to prohibit the sale of Groceries in the City of Newark between certain hours on the first day of the week, commonly called Sunday, and providing penalties for the violation thereof.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Commissioner Franklin offered the following amendment:

Amend Section 1, by striking out after the word "store" in the last two lines, the words "wherein the business of selling groceries is carried on," so that the section will read as follows:

Section 1. It shall be unlawful for

any person, firm or corporation, or any agent or servant thereof, on the first day of the week, commonly called Sunday, between the hours of 1:00 o'clock P. M. and 12:00 o'clock midnight, to open or keep open any grocery store, within the City of Newark.

The roll being called, the amendment was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

The Clerk then read the ordinance as amended at length:

An Ordinance to prohibit the sale of groceries in the City of Newark between certain hours on the first day of the week, commonly called Sunday, and providing penalties for the violation thereof.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. It shall be unlawful for any person, firm or corporation, or any agent or servant thereof, on the first day of the week, commonly called Sunday, between the hours of 1:00 o'clock P. M. and 12:00 o'clock midnight, to open or keep open any grocery store, within the City of Newark.

Section 2. The hours mentioned in paragraph 1 hereof shall be Standard Time, except when Daylight Saving Time is in effect, in which event Daylight Saving Time shall apply.

Section 3. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be fined a sum not exceeding \$50.00 for each offense, or suffer imprisonment in the county jail for a period not exceeding 30 days.

Section 4. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Section 5. This ordinance shall take effect immediately upon final passage and publication according to law.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioners Franklin moved that said Ordinance be ordered to a third reading.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that

the title of "An Ordinance to prohibit the sale of Groceries in the City of Newark between certain hours on the first day of the week, commonly called Sunday, and prescribing penalties for the violation thereof," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to prohibit the sale of Groceries in the City of Newark between certain hours on the first day of the week, commonly called Sunday, and providing penalties for the violation thereof.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Fifteen Thousand, Six Hundred Ninety-one Dollars and Seventy-three Cents (\$15,691.73) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$15,691.73.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nineteen Dollars and Thirty-five Cents (\$19.35) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$19.35
Vincent J. Murphy	
M. Ellenstein	
Jos. M. Byrne, Jr.	
Pearce R. Franklin	

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand, Four Hundred Thirty-four Dollars and Thirty-four Cents (\$37,434.34) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Reserve for Uncompleted	
contracts	646.49
License Division	178.60
Police Courts	25.00
Police Division	19,773.13
Fire Division	17,196.12
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	\$ 37,434.34

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eight Hundred Fifty-two Dollars and Thirty Cents (\$852.30) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$852.30

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand Forty-two Dollars and Ninety-two Cents (\$7,042.92) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$7,042.92

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighteen Thousand, Three Hundred Eight Dollars and Sixty-nine Cents (\$18,308.69) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Newark City Alms House	\$ 5,967.89
Bureau of Health	6,815.67
Newark City Alms House	43.97
Bureau of Health	327.40
Employment Bureau	17.94
Newark City Hospital	158.38
Convalescent Hospital	56.88
Newark City Home	176.39
Director's Office	165.74
Emergency Relief—	
Administration	15.97
Newark City Home	4,198.43
Outdoor Poor	140.00
United States Social	
Hygiene	165.00
Public Outing	59.03
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	\$ 18,308.69

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Three Hundred Fifty-three Dollars and Eleven Cents (\$4,353.11) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending April 6th and 9th, 1938, inclusive, as follows:

Shade Tree	\$ 2,345.27
Bureau of Docks	749.84
Public Buildings	1,258.00
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	\$ 4,353.11

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Thousand, Nine Hundred Twenty-two Dollars and Ninety-four Cents (\$20,922.94) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 25.51
Green and Franklin Street property	263.59
Municipal Farmers' Market	214.84
Smoke Abatement	40.30
Weights and Measures	181.41
Printing and Stationery	13,346.92
Miscellaneous Advertising	472.35
Centre Market rents	102.48
Public Building—W. P. A.	
Project No. 1435-7	334.42
Public Buildings—W. P. A.	
Project No. 1546-7	336.35
Public Buildings	4,362.17
Shade Tree	521.40
Shade Tree—W. P. A.	
Project No. 771-7	38.50
Shade Tree—W. P. A.	
Project No. 2579-7	57.70
Maintenance of Dog Pound	625.00
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	\$ 20,922.94

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Sixteen Thousand Eighty-two Dollars and Fifteen cents (\$16,082.15) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$ 16,082.15

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Eighty-eight Dollars and Ninety cents (\$488.90) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$488.90

M. Ellenstein
Jos. M. Byrne, Jr.

Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six Thousand, Two Hundred Twenty-three Dollars and Sixty-five Cents (\$36,223.65) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted as chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending April 6, 1938:

Newark Airport	\$ 2,800.25
Bureau of Motors	2,688.34
Bureau of Streets	2,238.84
Bureau of Sewers	900.76
House Sewer Connections	346.13
Bureau of Street Cleaning	17,983.29
Bureau of Water	9,265.94
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	\$ 36,223.65

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Two Hundred Seventy-four Dollars and Twenty-four Cents (\$5,274.24) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to

the Department of Public Affairs, as follows:

Street Construction	\$ 4,026.67
Sewer Construction	760.07
Sewer Construction	487.50
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	\$ 5,274.24

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Twelve Dollars and Fifty-two Cents (\$612.52) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

City Clerk	\$450.00
Board of Adjustment—	
Zoning	162.00
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	\$612.00

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Twelve Dollars and Forty-one Cents (\$112.41) be and the same is hereby appropriated to the persons named on the annexed certi-

fied list, being the bills and claims of the Department of Inter-Departmental Departments, as follows:

Department of Central Purchase	\$112.41
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M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners has heretofore adopted an ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance; NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled, "An Ordinance providing for the issuance of bonds of the City of Newark to raise money for the purpose of acquiring additional equipment and furnishings for; and constructing additions to, and reconstructing, the Newark City Hospital," Bond Anticipation Notes of said City of the aggregate principal amount of \$120,000.00 and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum;

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and Statutes of New Jersey;

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law;

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Watts Electric Controls, 671/65 Broad Street, bank-

rupt in bankruptcy, claim filed April 23rd, 1937 for 1935 personal taxes in the amount of \$33.60 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$13.96;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply and the balance of the 1935 personal taxes amounting to \$19.64 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Julius Volow, 531/33 South Orange Avenue and 380/82 South 19th Street, bankrupt in bankruptcy, claim filed May 31st, 1935:

1929 personal tax	\$36.00
1931 personal tax	79.60
1932 personal tax	76.00
1933 personal tax	65.00
1934 personal tax	73.00
1930 personal tax	4.94
1931 personal tax	4.98
1932 personal tax	4.80
1933 personal tax	4.28
1934 personal tax	4.65
1935 personal tax	3.36
making a total of \$357.21 flat;	

WHEREAS, the Receiver has declared a first, last and final dividend of \$81.06;

THEREFORE BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply \$36.00 on the 1929 personal tax and \$45.06 on the 1931 personal tax and the balance

of the 1931 personal tax amounting to \$34.54, the 1932 personal tax amounting to \$76.00, the 1933 personal tax of \$65.60, the 1934 personal tax of \$73.00, the 1930 personal tax of \$4.94, the 1931 personal tax of \$4.98, the 1932 personal tax of \$4.80, the 1933 personal tax of \$4.28, the 1934 personal tax of \$4.65 and the 1935 personal tax of \$3.36, making a total of \$276.15 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Louis Schrenell, 216/18 Goldsmith Avenue, and 679 South 16th Street, bankrupt in bankruptcy, claim filed December 8th, 1936:

1932 personal tax	\$16.20
1933 personal tax	14.12
1934 personal tax	15.60
1935 personal tax	13.44
1936 personal tax	19.05
1936 personal tax	15.24

making a total of \$93.65 flat;

WHEREAS, a supplementary claim was filed on February 24th, 1937 for the 1937 personal taxes:

\$14.76
18.45

making a total of \$33.21 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$8.95;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply on the 1932 personal tax and the balance of the 1932

personal tax amounting to \$7.25, the 1933 personal tax amounting to \$14.12, the 1934 personal tax amounting to \$15.60, the 1935 personal tax amounting to \$13.44, the 1936 personal tax amounting to \$1,905, the 1936 personal tax amounting to \$15.24, the 1937 personal tax amounting to \$14.76 and the 1937 personal tax amounting to \$18.45, making a total of \$117.91 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Abe Zaits, Inc., 37/57 Branford Place, in chancery, claim filed March 27th, 1930:

1929 personal tax	\$114.00
1930 personal tax	118.20

making a total of \$232.20 flat:

WHEREAS, the Receiver has declared a first, last and final dividend of \$81.73;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply to the 1929 personal tax and the balance of the 1929 personal tax amounting to \$105.27 and the 1930 personal tax amounting to \$118.20, making a total of \$223.47 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS: Strauss-Roth Stores, Inc., 49/51 Plane Street, 691/89 and 719/17 Broad Street, 109 Mulberry Street and 264 15th Avenue, in chancery, claim filed May 12th, 1931:

1930 personal tax	\$285.65
1931 personal tax	318.40
1931 personal tax	577.10

making a total of \$1,181.15 flat;

WHEREAS, a supplementary filing was made on June 23, 1931:

1930 personal tax	\$ 33.49
1931 personal tax	99.50
1931 personal tax	199.00
1931 personal tax	55.72
1931 personal tax	39.80

making a total of \$427.51 flat;

WHEREAS, a supplementary filing was made on April 1st, 1932 for 1932 taxes in the amount of \$551 and \$304, making a total of \$855 flat;

making a total amount of claims filed \$2,463.66;

WHEREAS, the Receiver has declared a first, last and final dividend of \$1,660.41;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply \$285.65 against the 1930 personal taxes, \$577.10 against the 1931 personal taxes, \$318.40 against the 1931 personal taxes and \$479.26 against the 1932 personal taxes, making a total of \$1,660.41, and the balance of the 1932 personal taxes amounting to \$71.74, the 1932 personal tax amounting to \$304, the 1930 personal tax amounting to \$33.49, the 1931 personal tax amounting to \$99.50, the 1931 personal tax amounting to \$199, the 1931 personal tax

amounting to \$55.72, and the 1931 personal tax amounting to \$39.80, making a total of \$803.25 to be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, David Seaman, 296/98 Renner Avenue, assignment, claim filed May 11th, 1936:

1933 personal tax	\$20.62
1934 personal tax	25.55
1935 personal tax	23.52

making a total of \$69.69 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$14.31;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply \$14.31 against the 1933 personal tax and the balance of the 1933 personal tax amounting to \$6.31, the 1934 personal tax amounting to \$25.55 and the 1935 personal tax amounting to \$23.52, making a total of \$55.38 be cancelled.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Leo Soloway, individually and trading as Soloway Beef Company, 456/60 Clinton Avenue and 169/63 Huntington Terrace, bankrupt in bankruptcy, claim filed October 5th, 1936;

1934 personal tax	\$13.20
1935 personal tax	67.20
1935 personal tax	1.54
1936 personal tax	95.25
1936 personal tax	3.81

making a total of \$181.00 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$24.54;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply \$13.20 against the 1934 personal tax and \$11.34 against the 1935 personal tax and the balance of the 1935 tax amounting to \$55.86, the 1935 personal tax amounting to \$1.54, the 1936 personal tax amounting to \$95.25 and the 1936 personal tax amounting to \$3.81, making a total of \$156.46 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Harry E. Phelps, trading as Overhaul Organization, 22 William Street, bankrupt in bankruptcy, claim filed September 15th, 1936 for 1936 personal taxes, in the amount of \$11.43 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$2.44;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply to the 1936 personal tax and the balance of the 1936 personal tax amounting to \$3.99 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Philadelphia Gas Range Company, 526/24 Broad Street, in equity, claim filed April 24th, 1935, for 1934 personal taxes, \$84.90;

WHEREAS, the Receiver has declared a first, last and final dividend of 78 cents;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply and the balance of the 1934 tax amounting to \$84.12 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Norman Company, 889 Broad Street and 22 West Park Street, in chancery, claim filed March 16th, 1933;

1932 personal tax	\$456.00
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1933 personal tax 293.60

making a total of \$749.60 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$145.35;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply to the 1932 personal tax and the balance of the 1932 personal tax amounting to \$310.65 and the 1933 personal tax amounting to \$293.60, making a total of \$604.25 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Jacob & Samuel G. Krasner, members of partnership of Jacob Krasner & Son, 195 Osborne Terrace, 271 Hunterdon Street, 209/11 Custer Avenue, bankrupt in bankruptcy, claim filed January 28th, 1936;

1928 personal tax	\$ 16.32
1929 personal tax	16.20
1930 personal tax	16.76
1931 personal tax	16.92
1932 personal tax	16.20
1933 personal tax	14.12
1934 personal tax	14.60
1935 personal tax	13.44
1929 personal tax	380.00
1930 personal tax	394.00
1931 personal tax	398.00
1935 personal tax	336.00
1928 personal tax	35.47
1929 personal tax	35.20
1930 personal tax	36.46
1931 personal tax	36.82

1932 personal tax	35.20
1933 personal tax	30.52
1934 personal tax	33.85
1935 personal tax	30.24
1936 personal tax	30.24
1936 personal tax	13.44

making a total of \$1,950 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$14.36;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply \$14.36 to the 1928 personal tax and the balance of the 1928 personal tax amounting to \$1.96 be cancelled together with the 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935 and 1936 personal taxes as listed above amounting of \$1,935.64.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Hill Bread Company, 320/34 Market Street, bankrupt in bankruptcy, claim filed November 12th, 1937;

1932 personal tax	\$ 60.00
1933 personal tax	403.44
1934 personal tax	448.95
1935 personal tax	840.00
1936 personal tax	952.50

making a total of \$2,704.89 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$535.09;

BE IT RESOLVED, that the Tax

Receiver be authorized to accept same and apply \$60 on the 1932 personal tax, \$403.44 on the 1933 personal tax and \$71.65 on the 1934 personal tax, making a total of \$535.09, and the balance of the 1934 personal tax amounting to \$377.30, the 1935 personal tax amounting to \$840 and the 1936 personal tax amounting to \$952.50, making a total of \$2,169.80 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Max H. Herman, 75/77 Stecher Street, bankrupt in bankruptcy, claim filed August 28th, 1936:

1935 personal tax\$3.36
1936 personal tax 3.81

making a total of \$7.17 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$6.24;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply \$3.36 against the 1935 personal tax and \$2.88 on the 1936 personal tax and the balance of the 1936 personal tax amounting to \$.93 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Weequahic Park Casino, 169 Meeker Avenue, in chancery claim filed September 22nd, 1937;

1936 personal tax\$38.10
1937 personal tax 18.45
making a total of \$56.55 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$41.05;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply \$38.10 against the 1936 personal tax and \$2.95 against the 1937 personal tax, making a total of \$41.05, and the balance of the 1937 personal tax amounting to \$15.50 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Eastern Contracting Company, 270 Fabyan Place, assignment for benefit of creditors, claim filed March 11th, 1937;

1936 personal tax\$38.10
1937 personal tax 36.90
making a total of \$75.00 flat;

WHEREAS, the Assignee has declared a first, last and final dividend of \$2.54;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply to the 1936 personal tax and the balance of the 1936 per-

sonal tax amounting to \$35.56 and the 1937 personal tax amounting to \$36.90, making a total of \$72.46 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Angelo Bindi, 779 North 6th Street and 218 8th Avenue, bankrupt in bankruptcy, claim filed February 17th, 1937;

1935 personal tax	\$25.88
1936 personal tax	11.43
1933 personal tax	16.40
1934 personal tax	18.25
1937 personal tax	3.69

making a total of \$76.65 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$30.06;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply \$16.40 on the 1933 personal tax, and \$13.66 on the 1934 personal tax and the balance of the 1934 personal tax amounting to \$4.59, the 1935 personal tax amounting to \$26.88, the 1936 personal tax amounting to \$11.43 and the 1937 personal tax amounting to \$8.69, making a total of \$46.59 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Farer's, Inc., 196/98 Springfield Avenue, bankrupt in bankruptcy, claim filed February 17th, 1937;

1934 personal tax	\$132.50
1935 personal tax	201.60
1936 personal tax	69.96
1937 personal tax	95.94

making a total of \$491.00 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$300.

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply \$132.50 on the 1934 personal tax, and \$167.50 on the 1935 personal tax and the balance of the 1935 personal tax amounting to \$34.10, the 1936 personal tax amounting to \$60.96 and the 1937 personal tax amounting to \$95.94, making a total of \$191.00 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, New Jersey Mineral Water Company, 148 Fleming Avenue, in bankruptcy, claim filed January 28th, 1936;

1935 personal tax.....	\$50.40 flat
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WHEREAS, the Receiver has declared a first, last and final dividend of \$87.03;

BE IT RESOLVED, that the Tax

Receiver be authorized to accept same and apply and the balance of the 1935 personal tax amounting to \$13.37 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Edward J. Ford, assessed as Ford & Smith, 57 Halsey Street, in chancery, claim filed October 16th, 1936;

1933 personal tax	\$164.00
1934 personal tax	182.50
1935 personal tax	336.00
1936 personal tax	80.01

making a total of \$762.51 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$212.13;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply \$164.00 against the 1933 personal tax and \$48.13 against the 1934 personal tax, making a total of \$212.13, and the balance of the 1934 personal tax amounting to \$134.37, the 1935 personal tax amounting to \$336., and the 1936 personal tax amounting to \$80.01, making a total of \$550.38 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Simon Miller, trading as Mosque Garage, 78/80 Orchard Street, bankrupt in bankruptcy, claim filed February 23rd, 1937;

1928 personal tax	\$19.15
1932 personal tax	19.00
1933 personal tax	16.40
1934 personal tax	18.25
1935 personal tax	10.08
1936 personal tax	11.43

making a total of \$94.31 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$1.44, balance in the estate;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply to the 1928 personal tax and the balance of the 1928 personal tax amounting to \$17.71, the 1932 personal tax of \$19.00, the 1933 personal tax of \$16.40, the 1934 personal tax of \$18.25, the 1935 personal tax of \$10.08, and the 1936 personal tax of \$11.43, making a total of \$92.87, be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Charles E. Monkes, individually and trading as L. Menkes & Son, 98 Commerce Street and 9/11 Randolph Place, bankrupt in bankruptcy, claim filed April 1st, 1937;

1935 personal tax	\$60.48
1936 personal tax	65.58

1935 personal tax	12.32
1936 personal tax	17.04

making a total of \$158.42 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$97.68;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply \$60.48 against the 1935 personal tax, \$12.32 against the 1935 personal tax, \$17.04 on the 1936 personal tax and \$7.84 against the 1936 personal tax and the balance of the 1936 personal tax amounting to \$60.74 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, John Rath, 168 Bloomfield Avenue, in bankruptcy, claim filed January 28th, 1936;

1933 personal tax	\$20.81
1934 personal tax	55.75
1935 personal tax	50.40
1936 personal tax	38.10

making a total of \$165.06 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$77.98;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply \$20.81 on the 1933 personal tax, \$55.75 on the 1934 personal tax and \$1.42 on the 1935 personal tax, making a total of \$77.98 and the balance of the 1935 personal

tax amounting to \$48.98 and the 1936 personal tax amounting to \$38.10, making a total of \$87.08 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Burstein Body Works, Inc., 16/22 19th Avenue and 702 South 15th Street, bankrupt in bankruptcy, claim filed November 18th, 1936;

1936 personal tax	\$247.65
1936 personal tax	7.62

making a total of \$255.27 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$73.85;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply to the 1936 personal tax and the balance of the 1936 personal tax amounting to \$173.80, and the 1936 personal tax amounting to \$7.62, making a total of \$181.42 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Central Wall Paper,

Painting & Decorating Company, 16
Central Avenue, in chancery, claim
filed January 15th, 1936;

1934 personal tax	\$ 37.50
1935 personal tax	50.40
1936 personal tax	100.80

making a total of \$188.70 flat;

WHEREAS, the Receiver has de-
clared a first, last and final dividend
of \$69.52;

BE IT RESOLVED, that the Tax
Receiver be authorized to accept
same and apply \$37.50 on the 1934
personal tax, and \$32.02 on the 1935
personal tax, making a total of
\$69.52, and the balance of the 1935
personal tax amounting to \$18.38
and the 1936 personal tax amounting
to \$100.80, making a total of \$119.18
be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

WHEREAS, Vincenzo Agresti, 1/7
Drift Street, 107 8th Avenue 138 7th
Avenue, 109 7th Avenue, bankrupt
in bankruptcy, claim filed April 9th,
1937;

1930 personal tax	\$ 78.80
1931 personal tax	79.60
1933 personal tax	65.60
1934 personal tax	73.00
1935 personal tax	99.92
1936 personal tax	152.40
1935 personal tax	75.80
1936 personal tax	38.10
1937 personal tax	152.40
1937 personal tax	38.10

1934 personal tax ..	29.75
1935 personal tax	84.00
1936 personal tax	95.25

making a total of \$1,062.72 flat;

WHEREAS, the Receiver has de-
clared a first, last and final dividend
of \$146.11;

BE IT RESOLVED, that the Tax
Receiver be authorized to accept
same and apply \$78.80 against the
1930 personal tax and \$67.31 against
the 1931 personal tax, making a total
of \$146.11, and the balance of the
1931 personal tax amounting to
\$12.29, the 1933 personal tax amount-
ing to \$65.60, the 1934 personal tax
amounting to \$73, the 1935 personal
tax amounting to \$99.92, the 1936 per-
sonal tax amounting to \$152.40, the
1935 personal tax amounting to
\$75.80, the 1936 personal tax amount-
ing to \$38.10, the 1937 personal tax
amounting to \$152.40, the 1937 per-
sonal tax amounting to \$38.10, the
1934 personal tax amounting to
\$29.75, the 1935 personal tax amount-
ing to \$84.00 and the 1936 personal
tax amounting to \$95.25, making a
total of \$916.61 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

WHEREAS, Wiener Body Com-
pany, Inc., 243/55 Raymond Boule-
vard, in bankruptcy, claim filed
September 8th, 1937;

1935 personal tax	\$ 36.00
1936 personal tax	285.75
1937 personal tax	276.75

making a total of \$598.50 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$20.99;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply on the 1935 personal tax and the balance of the 1936 personal tax amounting to \$15.01, the 1936 personal tax amounting to \$285.75 and the 1937 personal tax amounting to \$276.75, making a total of \$577.51 be cancelled.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that a sum not to exceed One hundred fifty dollars (\$150.00) be and the same hereby is appropriated to Laurie M. Leedom, Section Construction Engineer in the Department of Public Affairs, to cover expenses at Cleveland, Ohio, for a period of two weeks from April 18, 1938, in inspection of welding methods to be used in the reconditioning of the Doremus Avenue Bridge.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared lost by the following votes:

Yeas: Commissioners Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

RESOLVED, that all bids received by the Department of Central Purchase on April 7, 1938, for furnishing and delivering meats for the Lodging House be and the same hereby are rejected inasmuch as prices are considered excessive, and therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to readvertise for sealed proposals for furnishing and delivering meats for the Lodging House

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared lost by the following votes:

Yeas: Commissioners Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, The City of Newark is the owner of a building at 233 Mulberry Street, which building the Director of the Department of Parks and Public Property has determined is unsafe and uninhabitable, and no longer deemed necessary or available for public use, and should be removed;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for sealed proposals covering the razing and wrecking and removal of the said building at 233 Mulberry Street, Newark, New Jersey; bids to be received at the office of the said Di-

rector of the Department of Parks and Public Property at such time and on such date as he shall in said advertisement designate, and he shall have the right to reject any and all bids received and to execute a contract, subject to approval as to form by the Corporation Counsel.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Ransome Concrete Mixer, for the Department of Public Affairs.

Bids to be received from 10:00 to 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared lost by the following votes:

Yeas: Commissioners Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Depart-

ment of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Mineral Filler and Refined Asphalt Cement, for the Department of Public Affairs; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark, that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials;

HARRISON SUPPLY COMPANY,
Harrison, N. J.

Approx. 200 tons Mineral Filler (Section 422, Bureau of Streets, Standard Specifications) @ \$5.13 ton.

Carload delivery to Asphalt Plant.

CITIES SERVICE ASPHALT PRODUCTS COMPANY—New York City.

Approx. 300 tons Refined Asphalt Cement, R. A. C. No. 1 50 to 60 Penetration (Section 423 Bureau of Streets Standard Specifications) Carload (Tank car) delivery to City Asphalt Plant @ \$13.47 ton of 2,000 lbs.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared lost by the following votes:

Yeas: Commissioners Franklin,
Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the
following resolution:

RESOLVED, that the following
changes affecting the pay rolls of the
sub-divisions of the Department of
Public Works for the first half of
April, 1938, be and the same are
hereby approved:

NEWARK CITY HOSPITAL

Resignation:

William Lakeland, Orderly, resign-
ed, effective April 4, 1938.

EMPLOYMENT BUREAU

Services Terminated:

Evalin Chinick, Employment Re-
ceptionist, services terminated, ef-
fective March 31, 1938.

Temporary Appointment:

Evalin Chinick, Junior Employ-
ment Interviewer, salary \$960 per
annum, effective April 1, 1938.

BUREAU OF HEALTH

Services Terminated:

Anne Friedlander, Laboratory
Helper, services terminated, effective
April 1, 1938.

Return from Leave of Absence:

Loretta Elder, Health Nurse, re-
turned from leave of absence, effec-
tive April 1, 1938.

NEWARK CITY ALMS HOUSE

Temporary Appointment:

Lillian Steckel, Resident Nurse,
salary \$5 per day, four days, effective
April 2, 6, 7, and 14, 1938.

OUTDOOR POOR DEPARTMENT

Leave of Absence Without Pay:

Ralph Illaria, Social Investigator,
leave of absence, without pay, ex-
tended for three months, effective
April 1, 1938, at his request.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution
was declared lost by the follow-
ing votes:

Yeas: Commissioners Franklin,
Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the fol-
lowing resolution:

WHEREAS, On Wednesday, April
27th, will be held in the New Ca-
thedral of the Sacred Heart, Newark,
the ceremonies of the Installation
and Pallium Imposition of the Arch-
bishop-elect of Newark, The Most
Reverened Thomas Joseph Walsh;
and

WHEREAS, it is an event of great
spiritual significance to the people
of The City of Newark; and

WHEREAS, the members of the
Board of Commissioners of The City
of Newark have been invited to at-
tend the installation, and it is the
desire of the Commissioners to be
present on the said occasion;

THEREFORE BE IT RESOLVED,
by the Board of Commissioners of
the City of Newark, that the invita-
tion to attend the Installation cere-

monies of the Archbishop-elect, The Most Reverend Thomas Joseph Walsh, on April 27th, be and the same is hereby accepted; and

BE IT FURTHER RESOLVED, that the weekly meeting of the Board of Commissioners be and is hereby postponed from Wednesday, April 27th, to Thursday, April 28th.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering concrete, asphalt materials and forage, for the Department of Public Affairs; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

LAKE ASPHALT & PETROLEUM
COMPANY OF NEW JERSEY—
Harrisburg, Pa.

Approx. 100 tons Asphalt Cement for Block Pavements (in drums) Section 439 Bureau of Streets Standard Specifications) Truck or R.R. to Asphalt Plant, \$18.20 ton.

Approx. 200 tons Asphalt Filler for Brick Pavements, Blown Type (in drums) Section 440 Bureau of Streets Standard Specifications) Truck or R. R. to Asphalt Plant, \$18.20.

JOHN P. CALLAGHAN, INC.—

Harrison, N. J.

Approx. 1,000 cu. yds. 1:2:4 Ready Mixed Concrete with Grade C or E Broken Stone Aggregate, using Regular Portland Cement (Sections 407-408-410-412-417-418-420 Bureau of Streets Standard Specifications) truck delivery as ordered and directed, @ \$5.13 cu. yd.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

Approx. 3,000 cu. yds. 1:3:6 Ready Mixed Concrete with Grade C or E Broken Stone as above, truck delivery, @ \$4.64 cu. yd.

FLAMMER BROTHERS—
Newark, N. J.

Approx 68½ tons No. 1 Timothy Hay, old, large bales, @ \$18.60 ton.

Approx. 12 tons No. 1 Alfalfa Hay, 2nd cutting @ \$28.00 ton.

Approx. 7 tons G. L. F. 18% Dairy Feed @ \$35.00 ton.

P. H. RYAN, INC.—Newark, N. J.

Approx. 990 bags Old Oats No. 2,

Min. 36 lbs. to bu. @ \$1.00 bag.
75-lb. bag.

Approx. 4 tons Long Rye straw,
large bales, @ \$23.00 ton.

Approx. 25 tons Chamberlin's Special
Feed with Corn, @ \$39.50 ton.

Approx. 14 bags Chamberlin's Spe-
cial Feed with Corn (100 lbs. each)
@ \$2.00 bag.

Approx 1 bbl. English lump rock
salt (approx 450 lb. bbl.) @ .02 lb.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution
was declared lost by the follow-
ing votes:

Yeas: Commissioners Franklin,
Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was
received and read:

BOARD OF ADJUSTMENT

Newark, N. J., April 12, 1938.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-
justment held this day resolutions
were adopted recommending to your
Honorable Body, in accordance with
Section 9, Chapter 274, P. L. 1928,
(40; 55-39 Revised Statutes of 1937),
that the following applications for
variances from the terms of the Zon-
ing Ordinance be allowed:

*790-792 South Orange Avenue;

Michael Murphy; renewal of per-
mit for automobile sales station;
such use to be limited to the period
of one year ending March 29, 1939;
*104 Halsey Street; Nicholas Giul-
iano; renewal of permit for auto-
mobile parking station; such use to
be limited to the period of one year
ending April 28, 1939;

201 Mount Prospect Avenue;
Richard F. Mattie; the construction
of a real estate office beyond re-
quired setback line in a 2nd busi-
ness district; (No objectors).

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

(The above matters to be heard by
the Board of Commissioners at its
meeting of April 13, 1938).

Received, copy to be sent to each
Commissioner, and further action
postponed to April 20, 1938.

Commissioner Franklin: I move we
adjourn.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Franklin,
Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
PEARCE R. FRANKLIN,

The Board of Commissioners
of The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 20, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move that we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to limit the number of plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in the City of Newark, and to regulate the renewing and transferring of plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in The City of Newark.

The Board of Commissioners of The City of Newark, Do Ordain.

Section 1: (a) No. Plenary Retail Consumption License shall be granted hereafter unless and until the number of such licenses issued and outstanding shall be less than one thousand (1,000), except as hereinafter set forth.

(b) No Plenary Retail Distribution License shall be granted hereafter unless and until the number of such licenses issued and outstanding shall be less than one hundred and seventy-five (175), except as hereinafter set forth.

Section 2: When the number of Plenary Retail Consumption Licenses or Plenary Retail Distributor's Licenses issued and outstanding shall be less than the number limited by Section 1 of this ordinance, additional Licenses may be granted, but only in sufficient numbers so that the number of licenses outstanding will equal, but not exceed, the number limited by Section 1 of this ordinance.

Section 3: The provisions of Section 1 shall not apply to the renewal of licenses which are issued and outstanding on the passage of this ordinance, nor shall said provisions apply to the transfer of such licenses from person to person, nor to the renewal of licenses so transferred.

Section 4. No Plenary Retail Consumption License, excepting renewals for the same premises as have heretofore been licensed, and transfers from person to person, shall be granted or transferred to another premises within a distance of seven hundred and fifty (750) feet from an

existing licensed premises covered by a Plenary Retail Consumption License. In the event a licensee desires to transfer to another premises he shall be permitted to do so within seven hundred and fifty (750) feet of the premises wherein he is located at the time of such transfer. He shall comply with the provisions aforementioned when transferring to premises more than seven hundred and fifty feet from the premises from which a transfer is sought.

Section 5: No Plenary Retail Distribution License, excepting renewals for the same premises as have heretofore been licensed, and transfers from person to person, shall be granted or transferred to another premises within a distance of seven hundred and fifty (750) feet from an existing licensed premises covered by a Plenary Retail Distribution License. In the event a licensee desires to transfer to another premises he shall be permitted to do so within seven hundred and fifty (750) feet to the premises wherein he is located at the time of such transfer. He shall comply with the provisions aforementioned when transferring to premises more than seven hundred and fifty (750) feet from the premises from which a transfer is sought.

Section 6: The term "renewal" when used in this ordinance shall be construed to mean the granting of a license for a new license period, provided the licensee applying for said new license was the holder of a similar license in good standing on the last day of the period immediately preceding the period for which the new license is applied for or granted; and provided, further, that said application for renewal is filed with the proper authority not more than thirty (30) days after the expiration date of the old license.

Section 7: This ordinance shall

take effect immediately upon final passage, and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that May 4th, 1938, at 11 A. M. Standard Time, 12 o'clock noon, Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing compensation for the members of the Board of Adjustment of The City of Newark, under the provisions of Chapter 274, of the Laws of 1928, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move that the ordinance be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of bonds of The City of Newark to finance the completion of certain swimming pools, and stated that to-day was the time fixed for hearing on the same.

Commissioner Franklin: I move that the ordinance be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty Thousand, Five Hundred Sixty-two Dollars and Twenty-two Cents (\$20,562.22) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance, from April 1st to 15th, 1938, as follows:

Director's Office	\$ 1,241.65
Comptroller's Office	3,419.87
Tax Installment Bureau.....	362.49
Auditor's Office	1,970.00
City Treasurer's Office.....	979.97
Receiver's Office	2,102.03
Arrears of Personal Taxes	1,576.15
Board of Assessment and Revision of Taxes	7,560.94
Revaluation Bureau	404.14
Board of Assessments for Local Improvements	944.98
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	\$ 20,562.22

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Two Hundred Fifty-eight Dollars and Forty-three Cents (\$4,258.43) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and the claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 394.68
Comptroller's Office	264.72
Auditor's Office	290.62
Treasurer's Office	927.79
Tax Board	1,443.81
Tax Revaluation	23.81
Tax Receiver	486.28
Tax Installment	175.90
Deputy Tax Collectors.....	148.29
Street Improvement Charges	102.53
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	\$ 4,258.43

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Nine Thousand, Nine Hundred Three Dollars and Sixteen Cents (\$9,903.16) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills

and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$ 9,903.16

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-seven Thousand, Eight Hundred Sixty-five Dollars and Forty-five Cents (\$227,865.45) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from April 1st to 15th, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	847.90
Building Division	3,137.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	134,894.34
Fire Division	83,699.24
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	\$227,865.45

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Thirty Thousand Four Hundred Eighty-three Dollars and Two Cents (\$30,483.02) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 27,053.93
Convalescent Hospital	3,429.09
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	\$ 30,483.02

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty-eight Thousand, Four Hundred Twenty-four Dollars and Seventy-five Cents (\$88,424.75) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of April, 1938, as follows:

Director's Office	\$ 1,681.65
Employment Bureau	1,194.16
Bureau of Health	24,181.28
Newark City Hospital	23,623.58
Convalescent Hospital	1,930.82
Newark City Home	3,416.10
Bureau of Baths	5,298.14
Newark City Alms House	2,508.15
Ivy Hill Power Plant	2,574.30
Outdoor Poor	1,985.82
Emergency Relief—	
Administration	20,030.74
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	\$ 88,424.75

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Sixty Dollars and Forty Cents (\$960.40), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Administration\$960.40

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of One Thousand, Three Hundred Ninety-nine Dollars and Sixty-two Cents (\$1,399.62) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Bureau of Docks	\$ 149.33
Director's Office	217.73
Municipal Farmer's Market	41.11

Public Buildings	77 11
Public Buildings—W.P.A.	
Project No. 1485-7	672.72
Smoke Abatement	30.37
Weights and Measures	56.55
Shade Tree	66.55
Shade Tree—W.P.A.	
Project No. 2181-7	88.15
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	\$ 1,399.62

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Four Hundred Three Dollars and Seventy-nine Cents (\$4,403.79) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending April 13th and 16th, 1938, inclusive, as follows:

Shade Tree	\$ 2,297.39
Bureau of Docks	812.40
Public Buildings	1,294.00
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	\$ 4,403.79

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Thousand, Four Hundred

Thirty-one Dollars and Twenty Cents (\$15,431.20) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from April 1st to April 15th, 1938, as follows:

Bureau of Docks	\$ 1,024.16
Construction Account	
PWA Docket N. J. 1302-	
DS	823.33
Director's Office	788.33
Municipal Farmers'	
Market	295.82
Printing and Stationery....	163.00
Public Buildings	9,196.17
Public Buildings W.P.A.	
Project No. 1485-7	145.83
Shade Tree	1,492.49
Smoke Abatement	154.16
Weights and Measures	1,347.91
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	\$ 15,431.20

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Forty-nine Dollars and Seven Cents (\$549.07) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Parks and Public Property, as follows:

Docks\$549.07

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Eighty-seven Thousand Five Hundred Twenty Dollars and Twenty-five cents (\$87,520.25) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

Law Department	\$ 573.07
City Clerk	1,714.14
Board of Adjustment—	
Zoning	59.54
District Courts	765.22
Central Purchase	847.50
Labor Relations Board	18.78
Free Library	43,500.00
Fire and Police Pension	
Fund	40,000.00
Elections	42.00
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	\$ 87,520.25

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand Two Hundred Twenty-two Dollars and Thirty Cents (\$12,222.30) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-De-

partmental Department from April 1st to April 15th, 1938, as follows:

Law Department	\$ 3,912.45
City Clerk	3,054.07
Elections	365.00
First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment—	
Zoning	460.00
Central Purchase	2,147.48
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	\$ 12,222.30

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand, Four Hundred Twelve Dollars and Sixty-six Cents (\$35,412.66) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending April 13, 1938:

Newark Airport	\$ 2,680.15
Bureau of Motors	2,658.23
Bureau of Streets	2,073.08
Bureau of Sewers	827.63
House Sewer Connections	376.80
Bureau of Street Cleaning	17,604.95
Bureau of Water	9,191.82
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	\$ 35,412.66

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-five Thousand, Three Hundred Eighty-two Dollars and Eight Cents (\$45,382.08) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period April 1-April 15, 1938, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,517.49
Bureau of Lighting	420.00
Bureau of Streets	4,849.91
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,166.85
Bureau of Surveys	3,036.66
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,906.98
Airport Construction	3,253.32
Newark Labor Relations	
Board	238.33
City Railway	854.16
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	\$ 45,382.08

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Dollars (\$4,000.00)

be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Bureau of Street Cleaning \$4,000.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighteen Thousand Four Hundred Twenty-one Dollars and Sixty-eight Cents (\$18,421.68) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	\$ 14,484.27
Sewer Construction	3,929.03
Sewer Construction	8.38
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	\$ 18,421.68

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Five Thousand, Six Hundred Twenty-nine Dollars and Six Cents (\$105,629.06) be and the same

hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 31,471.15
Motors	10,769.55
Street Cleaning	8,600.03
Newark Airport	2,547.78
Airport Construction	1,613.62
Streets	11,640.89
Sewers	531.64
House Sewer Connections	167.28
Director's Office	17.09
Public Lighting	33,016.17
Surveys	22.36
Joint Outlet Sewer Maintenance	5,231.50
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	\$105,629.06

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Five Hundred Thirty-eight Dollars and Sixty-eight Cents (\$4,538.68) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	\$ 3,389.42
Street Construction	21.88
Sewer Construction	768.00
Sewer Construction	359.38
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	\$ 4,538.68

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Thousand, Seven Hundred Sixty-four Dollars and Twenty Cents (\$16,764.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$16,764.20

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

CONSTABLE'S BOND:

Harry Goldstein.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, The City of Newark has acquired certain tax sale certificates; and,

WHEREAS, it is deemed advantageous to the City to dispose of said certificates by private sale; and,

WHEREAS, it is desired that the Director of the Department of Revenue and Finance be authorized to prepare for and negotiate the sale of such tax sale certificates;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to prepare for and enter into negotiations for the sale of tax sale certificates owned by the City of Newark, and subject to the requirements of Title 54:5-113 of the Revised Statutes of New Jersey, 1937; and nothing contained herein shall be deemed to authorize or direct the assignment of any such certificate or certificates until the aforesaid statutory law is complied with in manner therein provided.

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, by virtue of Resolution No. 1980-F, adopted February 23, 1938, there was authorized and directed the expenditure of \$500 for advertising in the St. Patrick's Day Parade Program, and which was to be appropriated from the Advertising Appropriation; and

WHEREAS, the Director of the Department of Parks and Public Property is of the opinion that the cost of such advertising should be distributed as set forth in the annexed statement;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the sum of \$500 be and the same is hereby appropriated for advertising in the "Eire" Year Book of St. Patrick's Day Parade Committee, and to be charged to and appropriated from Advertising, as follows:

Newark Airport	\$125.00
Department of Public Affairs	75.00
Department of Public Works..	75.00
Department of Public Safety	75.00
Department of Revenue and Finance	75.00
Department of Parks and Public Property	75.00
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	\$500.00

and because this is in substitution of previous authorization under Resolution No. 1980-F, the latter is hereby rescinded, and payment made is hereby authorized, directed and in all things ratified.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that a sum not to exceed One hundred eighty dollars (\$180.00), be and the same hereby is appropriated from funds of the Division of Water, for the purpose of defraying expenses of William G. Bank, Division Engineer, in attendance at the convention of the American Water Works Association, to be held at New Orleans, La., on April 25 to 28, 1938.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Prosecutor was successful in an action entitled,

New Jersey Supreme Court

John Diskant,
Prosecutor,

vs.

Leo Cluesmann, Zoning Enforcement Officer of The City of Newark, and Board of Adjustment of The City of Newark. Defendants.

On Certiorari

copy of which Rule allowed therein being attached hereto; and

WHEREAS, costs were allowed the prosecutor in the amount of \$94.25 against the defendants; copy of which is attached hereto;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of \$94.25 be and is hereby appropriated to John Diskant and Harry Unger, Attorney, being the taxed costs allowed in the above entitled cause; and the Director of the Department of Revenue and Finance be and he is hereby authorized to pay the same.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that a sum not to exceed One Hundred Fifty Dollars (\$150.00) be and the same hereby is appropriated to Laurie M. Leedom, Section Construction Engineer in the Department of Public Affairs, to cover expenses at Cleveland, Ohio, for a period of two weeks from April 18th, 1938, in inspection of welding methods to be used in the reconditioning of the Doremus Avenue Bridge.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property, by authority of the Board of Commissioners of The City of Newark, did solicit sealed proposals for the sale property owned by The City of Newark at 506-508 Eighteenth Avenue, Newark, New Jersey; and

WHEREAS, the Ukrainian Athletic Association Chornomorska Sitch, Inc., did bid the sum of Seven Thousand Six Hundred (\$7,600.00) dollars, which was determined by the said Director of the Department of Parks and Public Property to be the highest bidder, and that the same be accepted; and

WHEREAS, the said Ukrainian Athletic Association Chornomorska Sitch, Inc., desires to proceed immediately into possession, to make certain alterations and reconstruction of the building, and will give an indemnity bond in the sum of five thousand (\$5,000.00) dollars to protect the City against mechanics' liens, and desires also to close the title on or before July 1, 1938;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the determination of the said Director of the Department of Parks and Public Property, that the said bid be accepted, be and the same is hereby concurred in; that the requests of the said Ukrainian Athletic Association Chornomorska Sitch, Inc., as contained in the attached copy of letter to the Director of the Department of Parks and Public Property, be and the same are hereby approved, and the said Director of the Department of Parks and Public Property, be and he is hereby authorized to act accordingly.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on February 15, 1938, the Board of Commissioners of The City of Newark did adopt a resolution authorizing the Director of the Department of Parks and Public Property to expend a sum not exceeding Nine thousand four hundred and twenty dollars (\$9,420.00) for advertising and publicizing Port of Newark Development, and to engage the services of the United Advertising Agency and the Scheck Advertising Agency; and

WHEREAS, the Director of the Department of Parks and Public Property desires at this time to execute a contract for the expenditure of not more than Seven thousand one hundred dollars (\$7,100.00);

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a contract with the United Advertising Agency and the Scheck Advertising Agency for their joint services in advertising and publicizing the Port of Newark Development, at a cost not to exceed the sum of Seven thousand one hundred dollars (\$7,100.00), and to execute the same on behalf of The City of Newark; said contract to be approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property deems it advisable to have copyrighted certain maps of The City of Newark particularly relating to the Port of Newark Development, which are being used in advertising and publicizing;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark; that the Director of the Department of Parks and Public Property be and he is hereby authorized to make necessary application to the Register of Copyrights, Washington, D. C., for the copyrighting of any and all maps concerning the advertising and publicizing of Port Newark Development, which he in his judgment may deem advisable, and also to make payment of necessary fees in connection with said application or applications for copyrighting to be obtained in the name of The City of Newark, at a cost not to exceed Five dollars (\$5.00).

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its pole on the west side of West Market Street south of South 6th Street, as indicated on map or plan numbered 2845-A and entitled

"Public Service Coordinated Transport, Distribution Department, Proposed Relocation of a Pole in West Market Street at South Sixth Street, Newark, N. J." dated March 22, 1938, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Asphaltic Road Oil, Tile Pipe and Fittings, and Manhole Frames and Covers.

Bids to be received between the hours of 10:00 and 10:15 A. M. (Daylight Saving Time) on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

RESOLVED, that all bids received

by the Department of Central Purchase on April 7, 1938, for furnishing and delivering meats for the Lodging House, be and the same hereby are rejected inasmuch as prices are considered excessive, and therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to readvertise for sealed proposals for furnishing and delivering meats for the Lodging House.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Ransome concrete mixer, for the Department of Public Affairs.

Bids to be received from 10:00 to 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering concrete, asphalt materials and forage, for the Department of Public Affairs; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

**LAKE ASPHALT & PETROLEUM
COMPANY OF NEW JERSEY—
Harrisburg, Pa.**

Approx. 100 tons Asphalt Cement for Block Pavements (in drums) (Section 439 Bureau of Streets Standard Specifications) Truck or R. R. to Asphalt Plant, \$18.20 ton.

Approx. 200 tons Asphalt Filler for Brick Pavements, Blown Type (in drums) (Section 440 Bureau of Streets Standard Specifications) Truck or R. R. to Asphalt Plant, \$18.20.

**JOHN P. CALLAGHAN, INC.—
Harrison, N. J.**

Approx. 1,000 cu. yds. 1:2:4 Ready Mixed Concrete with Grade C or E broken stone aggregate, using

Regular Portland Cement (Sections 407-408-410-412-417-418-420 Bureau of Streets Standard Specifications) truck delivery, as ordered and directed @ \$5.13 cu. yd.

**HARRISON SUPPLY COMPANY—
Harrison, N. J.**

Approx. 3,000 cu. yds. 1:3:6 Ready Mixed Concrete with Grade C or E broken stone as above, truck delivery @ \$4.64 cu. yd.

**FLAMMER BROTHERS—
Newark, N. J.**

Approx 68½ tons No. 1 Timothy Hay, old, large bales, @ \$18.60 ton.

Approx 12 tons No. 1 Alfalfa Hay, 2nd cutting, @ \$28.00 ton.

Approx 7 tons G. L. F. 18% dairy feed @ \$35.00 ton.

**P. H. RYAN, INC.—
Newark, N. J.**

Approx. 990 bags Old Oats No. 2, min. 36 lbs. to bu. (75 lb. bags) @ \$1.00 bag.

Approx. 4 tons Long Rye Straw, large bales @ \$23.00 ton.

Approx. 25 tons Chamberlin's special feed with corn @ \$39.50 ton.

Approx 14 bags Chamberlin's special feed with corn (100 lb. ea.) @ \$2.00 bag.

Approx 1 bbl. English lump rock salt (approx 450 lbs. bbl.) @ \$.02 lb.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering mineral filler and refined asphalt cement, for the Department of Public Affairs; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

HARRISON SUPPLY COMPANY—
Harrison, N. J.

Approx. 200 tons Mineral Filler (Section 422 Bureau of Streets Standard Specifications) @ \$5.13 ton.

Carload delivery to asphalt plant.

CITIES SERVICE ASPHALT PRODUCTS COMPANY—
New York City.

Approx. 300 tons refined asphalt cement, R. A. C. No. 1, 50 to 60 penetration (Section 423 Bureau of Streets Standard Specifications) Carload (tank car) delivery to City Asphalt Plant @ \$13.47 ton of 2,000 lbs.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering anthracite and bituminous coal, for the various departments of the City; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said coal to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Board of Commissioners of the City of Newark and the City Clerk of the said City are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for the furnishing and delivering of said coal:

THE FAIRLIE & WILSON COAL
COMPANY—Newark, N. J.

Approx. 815 tons Buckwheat No. 1, truck delivery, zone 1 @ \$5.94 ton.

Approx 510 tons Buckwheat No. 1, truck delivery, zone 2 @ \$5.94 ton.

Approx. 10,000 tons Buckwheat No. 2, truck delivery, zone 3 @ \$5.14 ton.

Approx. 240 tons Pea Coal, truck delivery, zone 3 @ \$6.70 ton.

Approx. 365 tons Buckwheat No. 1, truck delivery, zone 4 @ \$5.94 ton.

Approx. 8,000 tons Buckwheat No. 2 Rice, truck delivery, zone 4 @ \$5.14 ton.

Approx 150 tons Pea Coal, truck delivery, zone 4 @ \$6.70 ton.

CHRISTIAN FEIGENSPAN, A Corporation—Newark, N. J.

Approx. 618 tons Nut Coal, truck delivery, zones 1, 2, 3, and 4 @ \$8.50 ton.

Approx. 577 tons Stove Coal, truck delivery, zones 1, 2, 3, and 4 @ \$8.50 ton.

Approx. 100 tons Egg Coal, truck delivery, zone 3 @ \$8.50 ton.

LINDEMAN & COMPANY—
Newark, N. J.

Approx. 4,755 tons Buckwheat, No. 1, truck delivery, zone 3 @ \$5.97 ton.

MAURER COAL CORPORATION—
Newark, N. J.

Approx. 85 tons Bituminous coal, truck delivery, zones 1 and 4 @ \$5.96 ton.

SCRANTON FUEL COMPANY—
New York City.

Approx. 150 tons Bituminous Coal, carload delivery, zone 2 @ \$5.37 ton.

Approx. 100 tons Stove Coal, carload delivery, zone 5 @ \$6.98 ton.

Approx. 1,500 tons Buckwheat No. 1, carload delivery, zone 5 @ \$5.35 ton.

Approx. 50 tons Nut, carload delivery, zone 5 @ \$6.91 ton.

Approx. 75 tons Nut, carload delivery, zone 6 @ \$6.74 ton.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the contract for furnishing and delivering 48-inch pipe for an Aqueduct on First Avenue and North Seventh Street from Bloomfield Avenue Tower to Delaware, Lackawanna and Western Railroad in the City of Newark, Essex County, New Jersey, (Contract 39, Division of Water) be and the same hereby is awarded to the Lock Joint Pipe Company, they being the lowest formal bidder, the amount of their bid based on the estimated quantity of 5,600 feet being \$58,632.00, and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute on the part of the City of Newark, a proper contract covering said work.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, in accordance with the law and by authority of the Board of Commissioners of the City of Newark, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of all labor and materials for the installation of electric wiring necessary in connection with setting up new X-ray equipment in the X-ray room of the Newark City Hospital;

WHEREAS, the Wright Electric Service Company have bid the sum of one thousand, four hundred ninety-one dollars (\$1,491.00), which proposal has been accepted as the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the proposal of said Wright Electric Service Company be and the same is hereby accepted and the contract awarded to Wright Electric Service Company, at the price aforesaid, and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the following

changes affecting the payrolls of the sub-divisions of the Department of Public Works for the first half of April, 1938, be and the same are hereby approved:

NEWARK CITY HOSPITAL

Resignation:

William Lakeland, Orderly, resigned, effective April 4, 1938.

EMPLOYMENT BUREAU

Services Terminated:

Evalin Chinick, Employment Receptionist, services terminated, effective March 31, 1938.

Temporary Appointment:

Evalin Chinick, Junior Employment Interviewer, salary \$960 per annum, effective April 1, 1938.

BUREAU OF HEALTH

Services Terminated:

Anne Friedlander, Laboratory Helper, services terminated, effective April 1, 1938.

Return from Leave of Absence:

Loretta Elder, Health Nurse, returned from leave of absence, effective April 1, 1938.

NEWARK CITY ALMS HOUSE

Temporary Appointment:

Lillian Steckel, Resident Nurse, salary \$5 per day, four days, effective April 2, 6, 7, and 14, 1938.

OUTDOOR POOR DEPARTMENT

Leave of Absence Without Pay:

Ralph Illaria, Social Investigator,

leave of absence, without pay, extended for three months, effective April 1, 1938, at his request.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, Thomas P. Flemming, Janitor-Barber of the Newark City Home, Department of Public Works, has been continuously in the employ of the City of Newark for more than twenty-five years and has attained the age of seventy (70) years; and

WHEREAS, said Thomas P. Flemming has made application to the Board of Commissioners of the City of Newark to be retired from service as of May 1, 1938;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that in pursuance of Chapter 103 of the Laws of 1923 said Thomas P. Flemming be retired from the employ of the City of Newark on May 1, 1938, and on and after such retirement that he be paid the sum of one thousand fifty dollars (\$1,050) per annum, being one-half of the amount he is now receiving as compensation from the City as Janitor-Barber at the Newark City Home; the same to be paid in the same manner and at the same time as other salaries are paid; and the City Clerk is hereby directed to place his name upon the pay roll in accordance with this resolution.

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

A RESOLUTION APPOINTING CERTAIN PERSONS COMMISSIONERS OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY.

WHEREAS, pursuant to the Local Housing Authorities Law of New Jersey, the Board of Commissioners of the City of Newark finally passed and adopted, on March 23, 1938, an ordinance entitled, "An Ordinance creating the Housing Authority of the City of Newark, New Jersey";

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark;

Section 1. The following persons be and the same are appointed as members of the Housing Authority of the City of Newark, to serve from April 20, 1938, for the number of years set opposite their respective names:

Michael A. Stavitsky	5 years
Neil J. Convery	3 years
Harold A. Lett	1 year
Louis Henry Reiss	2 years
John J. Towey	4 years

Section 2. The City Clerk be and he is authorized and directed to file a certified copy of this resolution with the executive officer of the State Housing Authority.

incent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nicholas Giuliano (The Nagrom Co., owner); for the renewal of permit for automobile parking station; premises 104 Halsey Street; such use to be limited to the period of one year ending April 28, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move that we concur in the action of the Adjustment Board.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Michael Murphy (Estate of Augusta Groel and Catherine Garrigan, owners); for the renewal of permit for automobile sales station; premises 790-792 South Orange Avenue; such use to be limited to the period of one year ending March 29, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Richard F. Mat-
tia (Michael DiBiano, owner); for
the construction of a real estate
office beyond required setback line
in a 2nd business district; premises
201 Mount Prospect Avenue;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board
of Commissioners of the City of
Newark, that said recommendations
of the Board of Adjustment be and
the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any
person who desires to be heard in
opposition to this application?

Commissioner Franklin: I move
that we concur in the action of the
Board of Adjustment.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Frank-
lin, Mayor Ellenstein.

Commissioner Murphy not voting.

MONTHLY REPORTS OF INTER- DEPARTMENTAL DEPARTMENTS

The following Inter-Department-
al Department reports for the month
of March, 1938, were received and
ordered filed:

City Clerk.

Corporation Counsel.

Board of Adjustment.

Municipal Board of Alcohol Bev-
erage Control.

Department of Central Purchase.

Received and filed.

Commissioner Franklin: I move
that we adjourn to April 28, one week
from tomorrow.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: — Commissioners Byrne,
Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.,
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,

City Clerk.

Newark, N. J., April 26, 1938.

A Special meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Mayor's Office, City Hall, Newark, at 2 P. M. Daylight Saving Time.

Present: Commissioners Duffy, Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the call of the meeting.

The City of Newark, New Jersey
Meyer C. Ellenstein,
Mayor.

April 25, 1938.

Hon. Harry S. Reichenstein,
City Clerk,
City Hall,
Newark, New Jersey.

Dear Mr. Reichenstein:

I hereby call a special meeting of the Board of Commissioners to be held April 26th, 1938, at 2 P. M., to take up matters concerning the budget.

Respectfully yours,

Meyer C. Ellenstein,
Mayor.

Ordered filed.

Mayor Ellenstein: There is a matter of a resolution. Will the Clerk read the resolution?

Commissioner Murphy offered the following resolution:

WHEREAS, the City Commission deems it advisable to anticipate, increase and to insert certain items of revenue and additional revenues in the 1938 budget;

THEREFORE, BE IT RESOLVED By the Board of Board of Commissioners of the City of Newark that the consent of the State Auditor is hereby requested for the inclusion of the following as anticipated revenue: Proceeds from sale of

City property	\$ 80,041.66
Capital account cash surplus	36,919.22
Non-cash surplus revenue	2,221,809.83
Reserve release through 1939 appropriation.....	674,666.00
Capital account non-cash surplus	2,022,029.14
and permission to include as additional revenue on account of the following items:	
Army Base Revenue	\$ 75,000.00
Public Service Rental	180,000.00
Centre Market Rents	6,100.00
Gas Tax Refund from State	25,000.00
Weights and Measures refund from State	2,382.50
Public Lighting	5,000.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

Commissioner Franklin: I move you, Mr. Mayor, that two certified copies of this resolution be sent to Mr. Darby by messenger this afternoon.

Commissioner Byrne: I would like to qualify that, "as per request."

Commissioner Franklin: As per request.

Mayor Ellenstein: All in favor of the motion that the City Clerk be instructed to certify two copies of this resolution and send them to Mr. Darby his afternoon, as per request, signify by saying aye; contrary, no.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN,
PEARCE R. FRANKLIN,
M. P. DUFFY,
JOS. M. BYRNE, JR.
VINCENT J. MURPHY.

The Board of Commissioners
of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., April 28, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Duffy, Mayor Ellenstein.

Absent: Commissioner Murphy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Duffy: I move that we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Twenty-two Thousand, Twenty-five Dollars and Sixty-eight Cents (\$22,025.68) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows: Surplus and Deficiency\$22,025.68

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-three Dollars and Twenty-four Cents (\$53.24) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Comptroller's Office\$53.24

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Seventy-nine Dollars and Ninety-two Cents (\$379.92) be and the same is hereby appropriated to the persons named on the annexed certified lists being the bills and claims of the Department of Public Safety, as follows:

Building Division	\$106.40
Electrical Bureau	134.39
Police Courts	25.00
License Division	114.13
	<hr/>
	\$379.92

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Eight-one Thousand, Six Hundred Four Dollars and Thirty Cents (\$481,604.30) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief, Direct \$481,604.30

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Four Thousand, Four Hundred Fourteen Dollars and One Cent (\$4,414.01) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending April 20th and April 23rd, 1938, inclusive, as follows:

Shade Tree	\$ 2,307.51
Bureau of Docks	790.40
Public Buildings	1,316.00
	<hr/>
	\$ 4,414.01

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eight Hundred Ninety-Six Dollars and Ten Cents (\$896.10) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief
Administration\$896.10

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Seven Hundred Ten Dollars (\$4,710.00) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

W. P. A. Sewing Project\$4,710.00

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Eight Hundred Eight Dollars and Seventy-seven Cents (\$3,808.77) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
W. P. A.	\$ 3,721.76
Street Construction	
W. P. A.	87.01
	<hr/>
	\$ 3,808.77

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand, Three Hundred Eighty-one Dollars and Ninety-eight Cents (\$35,381.98) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Weekly Payroll,
Period Ending April 20, 1938:

Newark Airport	\$ 2,743.40
Bureau of Motors	2,674.61
Bureau of Streets	2,057.27

Bureau of Sewers	912.56
House Sewer Connections	346.20
Bureau of Street Cleaning	17,695.20
Bureau of Water	8,952.74
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	\$ 35,381.98

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-five Thousand, Eight Hundred Sixty-nine Dollars and Twenty-two Cents (\$25,869.22) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$ 25,869.22
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M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Five Hundred Ninety-three Dollars and Seventy-six Cents (\$1,593.76) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable of the De-

partment of Public Affairs, as follows:

Surveys	\$ 60.19
Director's Office	54.27
Streets	203.95
City Railway Construction	7.00
Motors	36.76
Street Cleaning	271.38
Newark Airport	245.47
Water	621.73
Sewers	93.01
	<hr/>
	\$ 1,593.76

M. Ellenstein.
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr..

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

BE IT RESOLVED, That the 1938 Budget of the City of Newark, as approved on the fourth day of March, 1938, be further amended as follows:

	From	To	Decrease
Swimming Pool Construction	\$ 700,000.00	.....	\$700,000.00

BUDGET—Department of Public Safety—

Director's Office	\$ 22,480.00	\$ 22,180.00	\$ 300.00
Police Division	3,497,560.00	3,463,511.39	34,048.61
Fire Division	2,168,384.36	2,124,376.44	39,007.92
License Division	24,250.00	23,750.00	500.00
Building Division	78,650.00	77,350.00	1,300.00
Electrical Division	51,095.32	50,360.00	735.32
Police Courts	56,000.00	56,000.00	.....
	<hr/>	<hr/>	<hr/>
Total	\$5,893,419.68	\$5,817,527.83	\$ 75,891.85
(Dept. of Public Safety)			

BUDGET—Department of Public Affairs—

Mayor's Office	\$ 36,345.00	\$ 36,345.00	.....
Bureau of Streets	225,000.00	225,000.00	.....
Bureau of Sewers	113,297.00	113,297.00	.....
Public Lighting	410,745.00	370,745.00	\$ 40,000.00
Street Cleaning	1,272,300.00	1,272,300.00	.....
Sidewalks	5,900.00	5,900.00	.....
Division of Surveys	82,070.00	82,070.00	.....
Engineering Division	27,120.00	27,120.00	.....
House Sewer Connections	12,000.00	12,000.00
Newark Airport	80,000.00	40,000.00	40,000.00
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Total	\$2,264,777.00	\$2,184,777.00	\$ 80,000.00
(Dept. of Public Affairs)			

	From	To	Decrease
BUDGET—Department of Parks and Public Property—			
Director's Office	\$ 31,800.00	\$ 24,570.00	\$ 7,230.00
Smoke Abatement	6,210.00	5,960.00	250.00
Public Buildings	391,706.76	353,580.00	38,126.76
Weights and Measures	35,025.00	22,840.00	12,185.00
Printing and Stationery	11,820.00	14,720.00	+2,900.00
Shade Tree	183,100.00	170,035.00	13,065.00
Miscellaneous Advertising	2,900.00	.....	2,900.00
Maintenance of Dog Pound	7,500.00	7,500.00	.....
W. P. A. Projects	36,500.00	36,500.00	.....
Total	\$ 706,561.76	\$ 635,705.00	\$ 70,856.76

(Dept. Parks and Public Property)

**BUDGET—Department of Public
Works—**

Director's Office	\$ 43,725.00	\$ 39,345.00	\$ 4,380.00
Employment Bureau	30,410.00	10,000.00	20,410.00
Health Department	674,000.09	622,244.00	51,756.00
City Hospital	1,024,683.50	959,722.00	64,961.50
City Home	151,031.00	139,776.00	11,255.00
Public Baths	177,306.00	168,136.00	9,170.00
Ivy Hill Power Plant	94,000.00	90,856.00	3,144.00
Convalescent Hospital	93,084.00	86,523.00	6,561.00
Public Outings	20,000.00	1,200.00	18,800.00
Alms House	145,646.00	128,056.00	17,590.00
Outdoor Poor	47,665.00	47,665.00	.....
Emergency Relief Administration	575,000.00	575,000.00	.....
Rental of Beds in Institutions	17,250.00	17,250.00	.....
Public Band Concerts	8,000.00	8,000.00	.....
Holiday Celebration	9,700.00	9,700.00	.....
Emergency Relief—1938	600,000.00	600,000.00	.....
Total	\$3,711,500.00	\$3,503,473.00	\$208,027.50

(Dept. of Public Works)

	From	To	Increase or Decrease
Public Lighting (Special)	\$ 4,300.00	\$ 4,300.00
Centre Market	5,674.30	5,674.30

and that the various sub-totals affected by these amendments be revised to reflect all changes made.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy
Franklin, Mayor Ellenstein.

Not voting: Commissioner Byrne.

RESOLVED: That the following bonds be and the same are hereby approved as to form and sufficiency:

KEEPER OF JUNK YARD:

Emanuel Kaufman, 317-319 Jeliff Avenue.

AUCTIONEER:

Morris Estis, 141 Goodwin Avenue,

Max Schechter, 26 Cypress Street,

Louis J. Abrams, 651 Broad Street,

Benjamin T. Greenfield, 226 Market Street,

Ralph W. Thalheimer, 197 Market Street.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, the Board of Commis-

sioners desires to make provision for the issuance of \$1,606,000 Emergency Relief Bonds, pursuant to the ordinance adopted by the Board of Commissioners on the 22nd day of September, 1937, NOW, THEREFORE,

The Board of Commissioners of the City of Newark Do Resolve, as follows:

Section 1. The \$1,750,000 Emergency Relief Bonds of the City of Newark authorized to be issued by the ordinance entitled "An Ordinance authorizing the issuance of not exceeding \$1,750,000 Emergency Relief Bonds of the City of Newark," adopted by the Board of Commissioners on the 22nd day of September, 1937, shall consist of seventeen hundred and fifty bonds of the denomination of \$1,000 each, dated May 9th, 1938, and payable in annual installments as follows, viz.: Two hundred and fifty bonds on May 15th in each of the years 1939 to 1941, inclusive, and two hundred bonds on May 15th in each of the year 1942 to 1946, inclusive. Interest shall be payable on said bonds on each May 15th and November 15th, subsequent to the date of said bonds, at a rate to be hereafter determined.

Section 2. A part of said \$1,750,000 Emergency Relief Bonds, consisting of \$1,606,000 of bonds, payable \$206,000 of bonds on May 15, 1939, and \$200,000 of bonds on May 15th in each of the years 1940 to 1946, inclusive, shall be issued forthwith. Said \$1,606,000 of bonds shall be numbered from 1 to 1606 inclusive, in the order of their maturity.

Section 3. The director of the Department of Revenue and Finance is hereby authorized and directed to publish a notice of the sale of said bonds in the Daily Bond Buyer (a publication carrying municipal bond notices, published in New York City)

and in an official newspaper of the City of Newark. Such notice of sale shall be in substantially the following form:

NOTICE OF SALE

THE CITY OF NEWARK,
NEW JERSEY

\$1,606,000 BONDS

Sealed proposals will be received by the Director of the Department of Revenue and Finance of the City of Newark, at his office, in the City Hall, Newark, New Jersey, on Friday, May 6th, 1938, at 11 o'clock, A. M. (Daylight Saving Time) when they will be publicly opened, for the purchase of \$1,606,000 Emergency Relief Bonds of The City of Newark, dated May 9, 1938, payable \$206,000 of bonds on May 15, 1939, and \$200,000 of bonds on May 15th in each of the year 1940 to 1946, inclusive, and bearing interest payable semi-annually on May 15th and November 15th. The bonds are of the denomination of \$1,000 each, and are coupon bonds, registerable at the option of the holder as to principal only or both principal and interest. Principal and interest will be payable at The National State Bank of the City of Newark, in the City of Newark, New Jersey.

The bonds will bear interest at a rate which will not exceed six per centum (6%) per annum. Bidders are invited to name the rate of interest which the bonds are to bear. The rate named must be a multiple of one-quarter of one per centum per annum, and must be the same for all the bonds bids for. No proposals will be considered naming a rate higher

than the lowest rate named in any legally acceptable proposal received by the Director of the Department of Revenue and Finance. If two or more proposals name the lowest interest rate, the bonds will be sold to the bidder offering to pay the sum of \$1,606,000, and to accept therefor the least amount of bonds, the bonds to be accepted being those first maturing, and if two or more of such bidders offer to accept the same least amount of bonds, the proposal of the bidder offering to pay therefor the highest additional price will be accepted. The price for which the bonds may be sold cannot exceed \$1,607,000.

The purchaser must pay accrued interest from the date of the bonds to the date of delivery. No interest will be paid upon the deposit made by the successful bidder. The right is reserved to reject all bids.

Proposals should be addressed to the undersigned Director of the Department of Revenue and Finance of The City of Newark, and enclosed in a sealed envelope marked on the outside "Proposal for Bonds." Bidders must at the time of making their bids, deposit a certified or cashier's or treasurer's check for \$32,120, drawn upon a bank or trust company for such amount, to the order of The City of Newark, New Jersey, to secure the City from any loss resulting from a failure of the bidder to comply with the terms of his bid. Checks of unsuccessful bidders will be returned upon the award of the bonds.

The successful bidder will be furnished with the opinion of Messrs. Reed, Hoyt, Washburn & Clay, of New York City, that the bonds are valid and binding obligations of The City of Newark.

Bidders, in submitting their bids, must use the bidding forms which

will be furnished by the undersigned upon request.

By order of the Board of Commissioners.

Dated, April 28th, 1938.

VINCENT J. MURPHY,

Director of the Department of Revenue and Finance.

Section 4. The Director of the Department of Revenue and Finance is hereby authorized and directed to receive sealed proposals for said \$1,606,000 Emergency Relief Bonds and to sell said bonds pursuant to and in accordance with said notice of sale.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of The City of Newark, that the sealed proposals received by the Director of the Department of Parks and Public Property on March 25, 1938, for the sale of premises owned by The City of Newark, located at 242-248 Belmont Avenue, Newark, be and the same are hereby rejected, for the reason that the price bid is not deemed sufficient in amount.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark, that the sealed proposals received by the Director of the Department of Parks and Public Property on March 25, 1938, for the sale of premises owned by The City of Newark, located at 542-544 Ferry Street, Newark, be and the same are hereby rejected, for the reason that the price bid is not deemed sufficient in amount.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED By the Board of Commissioners of the City of Newark that sealed proposals received by the Department of Public Works of The City of Newark, for the hauling of wood from the yard of the Municipal Lodging House, 426 Washington Street, Newark, N. J., to the delivery points listed below:

Wickliffe Street and Raymond Boulevard, Newark, N. J.

Clifton Avenue Bath House, Newark, N. J.

188 Pacific Street, Newark, N. J.

Bath House, Patterson and Alyea Streets, Newark, N. J.

Belmont Avenue School, Newark, N. J.

Tenth Street, near Springfield Avenue, Newark, N. J.

426 Washington Street, Newark, N. J.

City Stadium, Newark, N. J.

be and the same are hereby rejected, for the purpose of adding to the specifications that the bids for the above work shall be in accordance with Chapter 253, P. L. 1913; Chapter 176 and Chapter 230, P. L. 1932; and,

BE IT FURTHER RESOLVED That said Department of Public Works of The City of Newark be and the same is hereby authorized and directed to readvertise for sealed proposals for the hauling of wood from the yard of the Municipal Lodging House, 426 Washington Street, Newark, N. J., to the delivery points, as listed above.

Pearce, R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Meats and Meat Products, for the Department of Public Works.

Bids to be received between the hours of 10:00 and 10:15 A. M. on

such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Bituminous Sand, for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. (Daylight Saving Time) on such date as it shall in said advertisement designate.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the Law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Building Materials, therefore be it

RESOLVED. By the Board of Commissioners of The City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for the furnishing and delivering of said Building Materials:

JOHN P. CALLAGHAN, INC.,
Harrison, N. J.

Approximately 26,000 Common Building Bricks, truck delivery @ \$12.50 M.

Approximately 14,225 bags Hydrated Lime, 50 lb. bags, truck delivery @ .27 bag.

HARRISON SUPPLY COMPANY,
Harrison, N. J.

Approximately 1,825 cu. yds. Sand for Concrete, truck delivery @ \$1.05 cu. yd.

Approximately 1,600 bags Portland Cement, Regular, in paper bags, truck delivery @ .53 bag.

Approximately 310 cu. yds. ¾" Cracked Stone, Grade G, truck delivery @ \$1.50 cu. yd.

Approximately 50 cu. yds. ¾" Stone Screenings, Grade I, truck delivery @ \$1.50 cu. yd.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, In accordance with the law and by authority of the Board of Commissioners of the City of Newark the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of one cord of wood or more in connection with the hauling of the wood from the Newark Watersheds property at Newfoundland, N. J., to the various delivery points in the City of Newark, N. J.

WHEREAS, the Kramer Trucking & Contracting Company have bid the sum of Five Dollars and Ninety-five Cents (\$5.95) per cord, which proposals has been accepted as the lowest responsible bidder.

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the proposal of said Kramer Trucking & Contracting Company, be and the same is hereby accepted and the contract awarded to the Kramer Trucking & Contracting Company, at the price aforesaid, and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the Law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Leather and Shoe Findings, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering of said Leather and Shoe Findings:

H. LIPPMAN SONS—

Approximately \$3,311.79 @ unit prices on file in the Department of Central Purchase.

MEISEL BROTHERS—

Approximately \$794.18 @ unit prices on file in the Department of Central Purchase.

TOPLANSKY BROTHERS—

Approximately \$567.06 @ unit prices on file in the Department of Central Purchase.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property, in accordance with the Law and by authority of the Board of Commissioners of The City of Newark, did publicly advertise, solicit, receive and open bids for demolishing the building located at No. 233 Mulberry Street Newark, and owned by The City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the offer of Kolba Wrecking Co., to do the work for Seventy-five Dollars (\$75.00) as provided for and in conformity with the specifications, be and the same is hereby accepted and the contract awarded accordingly; and the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to enter into an agreement with said Kolba Wrecking Co. on behalf of The City of Newark upon payment of the said sum of Seventy-five Dollars (\$75.00), the contract to be approved as to form by the Law Department.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, There is contained and maintained in the City Hall and Annexes a central station signalling system; and,

WHEREAS, this service is of a special nature and presently maintained and rendered by the American District Telegraph & Messenger Company; and,

WHEREAS, the said American District Telegraph & Messenger Company has submitted a price of \$804.50 per year and \$24.00 for the installation of two additional stations, on basis of a five-year contract, or at a total cost of \$4,046.50;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to enter into a contract for and on behalf of The City of Newark with the American District Telegraph & Messenger Company for watch and fire alarm boxes and services, at \$804.50 per year, for a five year period, at total cost of \$4,022.50, payable in annual installments, and also to install two additional stations, to cost \$24.00; and he is further authorized to execute the necessary agreements, approved as to form by the Law Department.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, in accordance with the statute and by authority of the Board of Commissioners of The City of Newark, the Director of the Department of Parks and Public Property publicly advertised, solicited, received and opened bids for the installation, on a monthly rental basis, for a period of twelve months, of electric bottle water coolers; and,

WHEREAS, the Director of the Department of Parks and Public Property deems the bids of the Great Bear Spring Company to be the better low responsible bidder;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the contract for furnishing and installing electric bottle water coolers for a period of one year, on a monthly basis, be and is hereby awarded to the Great Bear Spring Company; and the Director of the Department of Parks and Public Property be and he is hereby authorized to execute a contract, in accordance with the proposal for bids, for and on behalf of The City of Newark, and approved as to form by the Law Department.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the following changes affecting the pay rolls of the Department of Public Works for the last half of April, 1938, be and the same are hereby approved:

OUTDOOR POOR DEPARTMENT

Leave of Absence Without Pay:

Margareta D. Ochs, Clerk-Typist, granted leave of absence, without pay, from April 16th to July 16, inclusive, at her request.

NEWARK CITY HOSPITAL

Deceased:

Daniel McNamee, Orderly, died April 24, 1938.

EMPLOYMENT BUREAU

Leave of Absence Without Pay:

Ernest I. Salvail, Employment Examiner, granted leave of absence, without pay, for three months, effective April 16th, 1938.

NEWARK CITY HOME

Temporary Appointment:

Peter Russomano, Janitor-Barber, salary \$1,200 per annum, effective April 16, 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, That the following changes affecting the pay rolls of the Department of Public Works for the last half of April, 1938, be and the same are hereby approved:

NEWARK CITY ALMS HOUSE

Temporary Appointment:

Lillian Steckel, Resident Nurse, salary \$5 per day, six days, effective April 16, 17, 20, 21, 27 and 28, 1938.

BUREAU OF HEALTH

Services Terminated:

Joseph Smith, Orderly, services terminated, effective April 15, 1938.

Leila B. Mann, Social Worker, services terminated, effective April 15, 1938.

Resignation:

Margaret C. Tiernan, Health Nurse, resigned, effective April 15, 1938.

Leave of Absence Without Pay:

Elsie Mendel, Attendant, granted an extended leave of absence, without pay, for three months, effective April 15, 1938, at her request.

Salary Reduction:

James Caprio, Attendant, salary reduced from \$1,650 to \$1,500 per annum, dating from April 21, 1938. This salary change is made necessary due to failure to qualify under Civil Service examination.

NEWARK CITY HOSPITAL

Temporary Appointment:

Ralph Ferrace, Pharmacist, salary \$6 per day, effective April 13, 1938.

Services Terminated:

Ralph Ferrace, Pharmacist, services terminated, effective April 23, 1938.

Sylvia Maged, Student Nurse, services terminated, effective April 16, 1938.

Michael Spellatta, Orderly, services terminated, effective April 19, 1938.

Services Terminated:

Helen Sirback, Resident Nurse, services terminated, effective April 15, 1938.

Ethel J. Pierce, Resident Nurse, services terminated, effective April 15, 1938.

Permanent Appointments from Eligible List:

Helen Sirback, Resident Nurse, salary \$960 per annum, effective April 16, 1938.

Ethel J. Pierce, Resident Nurse, salary \$960 per annum, effective April 16, 1938.

Return from Leave of Absence:

Alfreda Schneider, Student Nurse, returned from leave of absence, effective April 16, 1938.

Nellie Leahy, Laundry Worker, returned from leave of absence, effective April 5, 1938.

Leave of Absence Without Pay:

Lois Monell, Resident Nurse, granted leave of absence, without pay, for three months, effective April 19, 1938, at her request.

Anne Krupenac, Resident Nurse, granted leave of absence, without pay, for one month, effective April 16, 1938, at her request.

Janet V. Dietsch, Resident Nurse, granted leave of absence, without pay, for one month, effective April 16, 1938, at her request.

Mary M. Gupko, Resident Nurse, granted leave of absence, without

pay, for one day, effective April 6, 1938, at her request.

Leave of Absence Without Pay:

Henry Cielecki, Orderly, granted leave of absence, without pay, for one month, effective April 16, 1938, at his request.

Catherine Carraher, Laundry Worker, granted leave of absence, without pay, for one month, effective April 21, 1938, at her request.

CONVALESCENT HOSPITAL

Resignation:

Loretta Smith, House Maid, resigned, effective April 15, 1938.

NEWARK CITY HOME

Leave of Absence Without Pay:

Frank Pucillo, Orderly, granted leave of absence, without pay, for two months, effective April 16, 1938, at his request.

Temporary Appointments:

Anthony Coppola, Fireman, salary \$9.61 per day, five days, April 15, 20, 22, 27 and 29, 1938.

Frank Peterson, Orderly, salary \$40.00 per month, effective April 16, 1938.

Clara Tighe, Cook, salary \$5 per day, four days, effective April 6, 10, 23 and 24, 1938.

EMERGENCY RELIEF

Correction of Titles, Central Office:

Paul B. Murphy, Adjustment Clerk, title corrected to Liaison Officer, with no change in salary, effective April 16, 1938.

John LaFera, General Clerk, Sr. to Stenographer, with no change in salary, effective April 16, 1938.

Geraldine Lee, Order Writer to Stenographer, with no change in salary, effective April 16, 1938.

Marie Taafe, Receptionist to Clerk, with no change in salary, effective April 16, 1938.

Agnes Burrows, Key Punch Operator to Stenographer, with no change in salary, effective April 16, 1938.

Ulha Weiderholt, Stenographer to Clerk-Typist, with no change in salary, effective April 16, 1938.

Patrick Pintozzi, Investigator to Liaison Officer, with no change in salary, effective April 16, 1938.

Transfers:

Carl Orth, Maintenance Man, transferred to Maintenance Department, with no change in salary, effective April 16, 1938.

Sadie Kraus, Clerk, transferred to C. C. C. Registration Division, with no change in salary, effective April 16, 1938.

Mary Hill, Typist, transferred to Clothing Division, with no change in salary, effective April 16, 1938.

Services Terminated, Ironbound District:

Albert McFadden, Family Visitor, services terminated, effective April 15, 1938.

Vincent Padula, Receptionist, services terminated, effective April 15, 1938.

Mary Dunn, Secretary, services terminated, effective April 15, 1938.

Emergency Appointments:

Albert McFadden Intake Worker, salary \$1,400 per annum, effective April 16, 1938.

Vincent Padula, Family Visitor, salary \$1,200 per annum, effective April 16, 1938.

Mary Dunn, Family Visitor, salary \$1,200 per annum, effective April 16, 1938.

Correction of Title:

Gertrude Dempsey, General Clerk, Sr. title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Transfer:

Elton McKinney, Clerk, transferred to Order Writing Division, with no change in salary, effective April 16, 1938.

Correction of Title, Clinton Hill District:

Agnes Christie, General Clerk, Sr. title changed to Clerk-Typist, with no change in salary, effective April 16, 1938.

Transfer:

Minnette Caruso, Family Visitor, transferred to Ironbound District, with no change in salary, effective April 16, 1938.

Extended Leave of Absence Without Pay:

John Menza, Family Visitor, leave of absence, without pay, extended from April 16th to May 16th, inclusive, at his request.

Correction of Titles, Lincoln Park District:

Eileen McLaughlin, Order Writer title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Rosamond DeFronzo, General Clerk, Sr. title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Esther Tischler, Key Punch Operator, title corrected to Head Stenographer, with no change in salary, effective April 16, 1938.

Correction of Title, Norfolk District:

Sally Wick, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Marie DeRosa, General Clerk, Sr. title changed to Clerk-Typist, with no change in salary, effective April 16, 1938.

Roger Munson, Commitment Clerk, title corrected to Family Visitor, with no change in salary, effective April 16, 1938.

Michael C. Bottino, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Transfer:

Sally Wick, Clerk, transferred to Accounts & Finance, with no change in salary, effective April 16, 1938.

Leave of Absence Without Pay:

Amy E. Clark, Receptionist, granted leave of absence, without pay, from April 16th to May 1st, 1938, inclusive, at her request.

Correction of Titles, Branch Brook District:

Jean Alcamo, General Clerk, Sr. title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

John Bilby, Messenger, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Transfer:

Anne Mignone, Stenographer, transferred to Central Office, with no change in salary, effective April 16, 1938.

Services Terminated:

George Wahl, Family Visitor, services terminated, effective April 15, 1938.

Louis W. McLendon, Ledger Clerk, services terminated, effective April 15, 1938.

Emergency Appointment:

George Wahl, Intake Worker, salary \$1,440 per annum, effective April 16, 1938.

Louis W. McLendon, Family Visitor, salary \$1,200 per annum, effective April 16, 1938.

Services Terminated, Order Writing Division:

Edward Krah, Family Visitor, services terminated, effective April 15, 1938.

Joseph Clancy, Ledger Clerk, services terminated, effective April 15, 1938.

Emergency Appointment:

Edward Krah, Case Supervisor, salary \$1,680 per annum, effective April 16, 1938.

Joseph Clancy, Clerk, salary \$960

per annum ,effective April 16, 1938.

Transferred:

Morris Lavor, Order Clerk, transferred to Accounts & Finance, with no change in salary, effective April 16, 1938.

Correction of Title:

Ira Bressman, Tabulating Machine Operator, title corrected to Statistical Clerk, with no change in salary, effective April 16, 1938.

Gertrude Fuccello, Typist, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Matilda Bippus, Order Writer, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Patrick DeVone, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

John Whatton, Commitment Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Pierce B. Bear, Head Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Emilie E. Baumann, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Concetta Dagastaro, Order Writer, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Dorothy Simmill, Order Writer, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Elizabeth Oleksy, Telephone Operator, title corrected to Clerk-Typist with no change in salary, effective April 16, 1938.

Carl E. Heitman, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

William McGuire, Messenger, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Louis Byrne, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Harry Haussling, Order Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Marie G. O'Halloran, Receptionist, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Dorothy Freeman, Stenographer, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Jennie Pecora, Typist, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Correction of Titles, Order Writing Division:

Thelma Rosin, Typist, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Frank Krebs, Commitment Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Franklyn Steenman, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Tillie Schwarz, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Lucille Serritella, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Moe Rappaport, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Edith Jackson, Stenographer, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Charlotte Beissert, Order Writer, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Edith Dunne, Commitment Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Aurora Rando, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Albert Makon, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

George S. Ridner, Jr., Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Minnie Peda, Order Writer, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Lily M. Farrara, Order Writer, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Emma Lombardy, Order Clerk, title

corrected to Clerk, with no change in salary, effective April 16, 1938.

Kornelia Feniello, Head Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Eleanor Hearon, Stenographer, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Sylvia Cohen, Order Writer, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Neal Mattia, Order Writer, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Frances Simons, Order Writer, title corrected to Clerk-Typist, with no change in salary, effective April 16, 1938.

Charles Feniello, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Stanley Brown, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

Sidney Grossman, Ledger Clerk, title corrected to Clerk, with no change in salary, effective April 16, 1938.

**Leave of Absence Without Pay.
Central Clearance Division:**

Olive Bruey, Clerk, granted leave of absence, without pay, from April 16th to May 16th, inclusive, at her request.

BUREAU OF HEALTH

Leave of Absence Without Pay:

Margaret Petricola, Janitress, granted leave of absence, without pay, for three months from January 1st to March 31st, 1938, at her request.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the policy has been recommended by the Director of Revenue and Finance for all employees to be transferred to the pay rolls of the Departments in which they are working; and

WHEREAS, the following named person now and has been employed in the office of the Director of the Department of Parks and Public Property, although listed on the payroll of the Shade Tree Bureau;

THEREFORE BE IT RESOLVED, that there is hereby created in the Director's Office of the Department of Parks and Public Property the position of Junior Clerk-Stenographer, at an annual salary of \$960.00; and

BE IT FURTHER RESOLVED, that Mildred Tropp be transferred from the payroll of the Shade Tree Bureau to the position above named as a temporary appointment, effective as of May 1st, 1938.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the position of foreman-painting division in the Bureau of Public Buildings, Department of Parks and Public Property, be and the same is hereby abolished; and

BE IT FURTHER RESOLVED, that Arthur Cranston, who has been employed in the position of foreman-painting division in the Bureau of Public Buildings, Department of Parks and Public Property, be and he is hereby discharged from the aforesaid position, and is hereby returned to the position of painter in the said Bureau of Public Buildings. This resolution shall take effect April 16th, 1938.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the position of Assistant Chief Engineer in the Bureau of Public Buildings, Department of Parks and Public Property, be and the same is hereby abolished; and

BE IT FURTHER RESOLVED, that Gottfried F. Dries, Jr., who has been employed in the position of Assistant Chief Engineer in the Bureau of Public Buildings, Department of Parks and Public Property, be and he is hereby discharged from the aforesaid position, and he is hereby returned to the position of Engineer in the said Bureau of Public Buildings. This resolution shall take effect April 16th, 1938.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the position of Carpenter Foreman in the Bureau of Public Buildings, Department of Parks and Public Property, be and the same is hereby abolished; and

BE IT FURTHER RESOLVED, that James H. Kelly, who has been employed in the position of Carpenter Foreman in the Bureau of Public Buildings, Department of Parks and Public Property, be and he is hereby discharged from the aforesaid position, and he is hereby returned to the position of Carpenter in the said Bureau of Public Buildings. This resolution shall take effect April 16th, 1938.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the position of Foreman Plasterer Mason in the Bureau of Public Buildings, Department of Parks and Public Property, be and the same is hereby abolished; and

BE IT FURTHER RESOLVED, that Ben Krusch, who has been employed in the position of Foreman Plasterer Mason in the Bureau of Public Buildings, Department of Parks and Public Property, be and he is hereby discharged from the aforesaid position, and he is hereby returned to the position of Plasterer Mason in the said Bureau of Public Buildings. This resolution shall take effect April 16th, 1938.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, it is reported that the Works Progress Administration is contemplating a reduction in the cultural projects, which will result not merely in a reduction of pay but in the elimination of these projects; and

WHEREAS, the continuance of such projects is believed to be most desirable for the cultural development and advancement of the community;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the

City of Newark, that the Board of Commissioners of the City of Newark do hereby petition the President of the United States, the Administrator of the Works Progress Administration, United States Senator Smathers and United States Senator Milton, and every honorable representative in Congress of the State of New Jersey, to inquire into this situation and to make every effort for a continuance of such cultural projects within this community.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Besco, Inc., has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the lot owned by it and known and numbered as Lot No. 58, Block No. 4263 on the Maps of the City of Newark, which premises are located on Synott Place, Newark; and

WHEREAS, said Besco, Inc., has offered to pay the sum of \$880 in full satisfaction of all unpaid taxes, assessments and liens, being the present market value of the aforesaid lots;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the said sum of \$880 in full satisfaction and settle-

ment of all taxes, assessments and liens on the aforesaid lot and the amount of any such taxes, assessments and liens over and above the aforesaid present market value on said lot be and it is hereby cancelled upon the payment of the sum aforesaid.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, giving the municipality the right to alteration, adjustment and settlement of taxes; building improvements to be commenced on the aforesaid property within sixty (60) days from the date hereof, otherwise this resolution to be null and void.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, Handler Realty Co., Inc., has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the lots owned by it and known as 142-144 Ivy Street, 146 Ivy Street and 148-150 Ivy Street, being respectively lots 38, 26 and 24 Block 4148; and

WHEREAS, the Board of Commissioners of the City of Newark did on July 22, 1936, adopt the following resolution;

"WHEREAS, Handler Realty Co., Inc., has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens, on the lots owned by it, known as:

30-28 Norman Road, Block 4260, Lot 31.

26-24 Norman Road, Block 4260, Lot 32.

22 Norman Road, Block 4260, Lot 33.

71-73 Mt. Vernon Place, Block 4148, Lot 1.

75 Mt. Vernon Place, Block 4148, Lot 3.

77-79 Mt. Vernon Place, Block 4148, Lot 4.

140-138 Eastern Parkway, Block 4129, Lot 39.

136 Eastern Parkway, Block 4129, Lot 40.

150-148 Ivy Street, Block 4148, Lot 24.

146 Ivy Street, Block 4148, Lot 26.

142-144 Ivy Street, Block 4148, Lot 38.

29 Tuxedo Parkway, Block 4263, Lot 12.

31-33 Tuxedo Parkway, Block 4263, Lot 13.

35 Tuxedo Parkway, Block 4263, Lot 14.

37-39 Tuxedo Parkway, Block 4263, Lot 15.

41-43 Tuxedo Parkway, Block 4263, Lot 16, and

"WHEREAS, the aforesaid properties are appraised in the respective amounts, to wit: \$820.00; \$820.00; \$820.00; \$1,000.00; \$800.00; \$800.00; \$915.00; \$920.00; \$684.00; \$684.00; \$900.00; \$835.00; \$845.00; \$850.00; \$860.00, and \$880.00; total present value of \$13,533.00, as set forth in the appraisal attached hereto; and

"WHEREAS, the said Handler Realty Co., Inc., owner, has made an offer of \$13,533.00 in full satisfaction of all unpaid taxes, assessments and liens, being the present market value of aforesaid lots; and

"WHEREAS, the Counsellor of Tax Ratables has certified by letter, which is attached hereto, that the aforesaid appraised values are the present fair market value of the aforesaid properties;

"THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Comptroller and the Tax Receiver be and they are hereby authorized and directed to accept the said sum of \$13,533.00 in full satisfaction and settlement of all the taxes, assessments and liens, on the aforesaid lots, and the amount of any such taxes, assessments and liens over and above the aforesaid present market value on each of the aforesaid lots be and they hereby are cancelled upon the payment of the amount on each lot, as aforesaid.

"This resolution is presented under and by virtue of Chapter 70, P. L. 1933, giving the municipality the the right to alteration, adjustment and settlement of taxes," and

WHEREAS, the said Handler Realty Co., Inc., has paid the adjustments so made on most of the lots aforesaid, but was unable within the statutory period to pay the appraised value of the property first above mentioned, being the aforesaid lots 38, 26 and 24 of Block 4148; and

WHEREAS, the said Handler Realty Co. Inc., has now offered to pay \$850, \$850 and \$850 or a total of \$2,550 in full satisfaction of all unpaid taxes, assessments and liens, being the present market value of the aforesaid lots;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the said sums of \$850, \$850 and \$850 making a total of \$2,550 in full satisfaction and settlement of all taxes, assessments and liens on lots 38, 26 and 24 of Block 4148, respectively, and the amount of any such taxes, assessments and liens over and above the aforesaid present market value on each of the aforesaid lots be and they hereby are cancelled upon the payment of the sum aforesaid.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, giving the municipality the right of alteration, adjustment and settlement of taxes. Building improvements to be commenced on the aforesaid property within sixty (60) days from the date hereof, otherwise this resolution to be null and void.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., April 26, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-

justment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

153-157 Elm Street; Salvatore Inguagiato; the construction and use of eleven individual private garages in a 2nd business district; on condition that the garages facing Elm Street are equipped with overhead doors, that the roofs of the garages be pitched, and that a light shaft be constructed opposite the window of the house adjoining on the east;

*777-781 Broadway; Fred Schwaner; renewal of permit for lunch wagon; on condition that the dining car be enclosed in brick as shown on the original plans within one year from date hereof; such use to be limited to the period of one year ending April 10, 1939;

*15-17 Bond Street; S. H. Grossman, Inc., renewal of permit for automobile sales station; such use to be limited to the period of two years ending May 13, 1940;

*222-226 Halsey Street; Shubert Parking Co., Inc., renewal of permit for automobile parking station; such use to be limited to the period of one year ending April 22, 1939.

Respectfully submitted,

Board of Adjustment,
R. B. Rankin,
Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of April 28, 1938).

Received, copy to be sent to each

commissioner, and further action postponed to May 4, 1938.

Commissioner Duffy: I move that the rules be suspended in the cases of the applications for renewals of Fred Schwaner, Shubert Parking Company and S. H. Grossman, Inc.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Fred Schwaner (Monarch Holding Co., owner) for the renewal of permit for lunch wagon; premises 777-781 Broadway; on condition that the dining car be enclosed in brick as shown on the original plans, within one year from date; such use to be limited to the period of one year ending April 10, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any

person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Shubert Parking Co., Inc. (Fidelity Union Trust Co., owner); for the renewal of permit for automobile parking station; premises 222-226 Halsey Street; such use to be limited to the period of one year ending April 22, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of S. H. Grossman, Inc. (I. R. Nelson, Inc., owner); for the renewal of permit for automobile sales station; premises 15-17 Bond Street; such use to be limited to the period of two years ending May 13, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein: The other zoning matters referred to in the letter of the Board of Adjustment will take their usual course and be heard on Wednesday, May 4, 1938.

Commissioner Franklin: I move that we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
JOS. M. BYRNE, JR.,
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

May 1938

Newark, N. J., May 2, 1938.

A Special meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Mayor's Office, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Byrne.

Mayor Ellenstein: The Clerk will read the call of the meeting.

THE CITY OF NEWARK,
NEW JERSEY

Meyer C. Ellenstein,
Mayor.

April 29, 1938.

Mr. Harry Reichenstein,
City Clerk,
Newark, New Jersey.

Dear Mr. Reichenstein:

Will you please send notices for a special meeting of the Board of Commissioners on Monday, May 2nd, 1938, at eleven A. M., Daylight Sav-

ing time, for the approval of amendments and changes in the budget.

Very truly yours,
Meyer C. Ellenstein,
Mayor.

Ordered filed.

Mayor Ellenstein: This is a public hearing called on amendments to the Budget. Is there any person who desires to be heard on this amended Budget that was advertised as the subject of this meeting?

(No response).

Mayor Ellenstein: Hearing none, I will entertain a motion that this amended Budget as advertised be approved.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

BE IT RESOLVED, That the 1938 Budget of the City of Newark, as approved on the 4th day of March, 1938, be further amended as follows:

	FROM	TO	INCREASE	DECREASE
State School Tax Estimate for 1938	\$2,683,500.00	\$2,683,411.66	.....	\$ 88.34
State Soldiers Bonus Estimate for 1938	186,600.00	186,609.55	\$ 9.55	.....
County Tax Estimate for 1938	5,112,000.00	5,112,094.20	94.20	.....

RESOURCES:

Reserves for Interfund loans Released	974,666.00	674,666.00	300,000.00
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MISCELLANEOUS REVENUE ESTIMATED:

Interest on Taxes and Assessments	843,100.00	842,607.97	492.03
Passaic Valley Sewer Maintenance	34,920.64	31,615.92	.....	3,304.72

REQUESTED OF STATE AUDITOR—REVENUE:

Public Lighting	5,000.00	4,375.00	625.00
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DEFICITS AND STATUTORY EXPENDITURES:

Deficit Operation Water Department (1937)	72,311.07	72,311.07
Assessments Cancelled	14,254.52	.....	.....	14,254.52
Deficit Surplus Cash Appropriated, 1937	192,599.26	244,496.78	51,897.52	.....
Dock Department Deficit, 1937	13,630.61	13,912.25	281.64	.....
Assessment Deficiency Openings	273,582.88	183,298.00	.....	90,284.88
Over Expenditures Water Department, 1937 .....	.....	30,246.85	30,246.85	.....
Emergency Revenues, 1937 .....	.....	50,000.00	50,000.00	.....
Due to Current Account from Capital	974,666.00	674,666.00	.....	300,000.00

EXPENDITURES WITHOUT APPROPRIATION:

	FROM	TO	INCREASE	DECREASE
Maintenance Foreclosed Property
Centre Market	1,600.87	1,600.87	.....
Deficit Farmers Market, 1937	3,728.75	3,728.75	.....
Deficit Newark Airport, 1935	775.20	775.20	.....
Capital Overexpenditures, 1937	61,896.96	61,896.96	.....
Unappropriated Capital Costs	6,919.67	6,919.67	.....
Alterations of Power House—Unfunded	2,022,029.14	2,022,029.14	.....
Expended in connection with the sale of foreclosed property	58,686.33	58,686.33	.....
.....	12.80	12.80	.....
Cash Deficit	1,880,265.69	1,880,265.69	.....
Unpaid 1937 Salaries	6,927.42	6,927.42
WPA Sewing Project—Department of Public Works	36,000.00	36,000.00

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and that the various sub-totals and totals affected by these amendments be revised to reflect all changes made.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the following
votes:

Yeas: Commissioners Duffy, Franklin,
Murphy, Mayor Ellenstein.

The following communication was received and read:

STATE OF NEW JERSEY
OFFICE OF STATE AUDITOR

Trenton, April 29th, 1938.

Mr. Harry Reichenstein, Clerk,
City of Newark,
County of Essex,
Newark, New Jersey.

To the Municipal Clerk:

There is enclosed copy of order on County Board of Taxation with reference to your 1938 Budget. In the ordinary course of business this order will be filed with the County Board of Taxation on or before May 1, 1938, unless in the meantime your municipality submits evidence to this office

which will allow us to cancel or amend this order.

Very truly yours,

Walter R. Darby,
State Auditor.

WHEREAS, There is no record in the files of this Office of State Auditor of the City of Newark, County of Essex having complied with the budget certification issued by this office under the provisions of Sections 501 and 502 of "The Local Budget Act," (Chapter 211, P. L. 1936), as amended and supplemented,

THEREFORE, I, Walter R. Darby, State Auditor, in and for the State of New Jersey, pursuant to the provisions of Chapter 154, P. L. 1917, as amended, do hereby order that the following items shown by the finally adopted budget be changed as follows:

GENERAL REVENUES		From	To
Surplus Revenue Appropriated		None	\$ 2,221,809.83
Miscellaneous Revenue Anticipated		\$11,050,416.13	13,176,084.40
Amount to be Raised by Taxation for Local Purposes		29,992,450.50	29,519,218.91
Amount to be Raised by Taxation for Local School Purposes		7,930,000.00	7,930,000.00
TOTAL GENERAL REVENUES		\$48,972,866.63	\$52,847,113.14
GENERAL APPROPRIATIONS		From	To
(a) Administration, Operation and Maintenance		\$15,614,315.32	\$15,434,315.32
(b) Contingent		25,000.00	25,000.00
(c) Interest & Debt Redemption		9,918,375.38	10,018,375.88
(d) Payment of Floating Debt		None	None
(e) Deficits & Statutory Expenditures		3,369,984.38	7,451,239.81
(f) Judgments		69,836.56	67,000.00
(g) Reserves		12,045,353.99	11,921,182.13
(h) School Appropriation		7,930,000.00	7,930,000.00
TOTAL GENERAL APPROPRIATIONS..		\$48,972,866.65	\$52,847,113.14

And I do hereby order under the provisions of Chapter 154, P. L. 1917, as amended, that the amount of the 1938 tax levy for Local Purposes of the City of Newark, County of Essex, be fixed at the sum of Twenty-nine Million Five Hundred Nineteen Thousand Two Hundred Eighteen Dollars and Ninety-one Cents (\$29,519,218.91) in order to comply with my certification of the budget made under the provisions of Sections 501 and 502 of Chapter 211, P. L. 1936 as amended and supplemented.

Walter R. Darby,
State Auditor.

Dated, Trenton, April 29, 1938.

Ordered filed.

Commissioner Murphy: I move you that this special meeting and public hearing called for approval of the

budget and amendments thereof and public hearing thereon, be adjourned to Friday, May 6, 1938, at 3:00 P. M. Daylight Saving Time.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN,
PEARCE R. FRANKLIN,
M. P. DUFFY,
VINCENT J. MURPHY.

The Board of Commissioners of
the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., May 4, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meetings.

Commissioner Franklin: I move we dispense with the reading of the minutes of April 28th and special meeting held May 2nd.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require moving vans and

other persons in the trucking business to secure permits for the moving of personal property in the City of Newark and providing for the issuance of such permits upon payment of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move action on this ordinance be deferred to June 1st.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require Constables to give notice to municipalities of all sales and other proceedings affecting personal property therein and providing for the distress thereof for arrears of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy moved ac-

tion on this ordinance be deferred to June 1st.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing compensation for the members of the Board of Adjustment of the City of Newark, under the provisions of Chapter 274, of the Laws of 1928, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move further action on this ordinance be deferred to May 11th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of bonds of the City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move that this ordinance be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to limit the number of plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in the City of Newark, and to regulate the renewing and transferring of

plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in the City of Newark, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

Mr. Meyer Zemel, 826 South 13th Street: I would like to have it adjourned for one week. I had my counsel here until four o'clock. He was called away.

Mr. Herman Silverstein, representing the Package Goods Stores: We have fifty men who have waited five hours.

Mr. Sidney, Simandl, representing the Newark Tavern Owners' Association: On what grounds does Mr. Zemel ask for an adjournment?

Mr. Zemel: Only that counsel had a prior appointment.

Mr. Simandl: I don't know of any man more capable to present the matter than Mr. Zemel. He has never needed counsel before this Board. Neither Mr. Zemel nor anyone else has ever asked for an adjournment, and certainly he does not come here today and give any reason for the adjournment.

I think that the matter should be heard and I think that no good can come by the adjournment.

Mayor Ellenstein: Don't you feel that you can present the argument?

Mr. Zemel: No. There are so many intricate questions involved in this matter that I do not feel myself capable of representing my people.

Commissioner Byrne. We had the two sides which we just heard in conference and we spent considerable time on it, and it was moved that this ordinance be passed today. It is being urged by the Tavern Owners in Newark, coupled with the public, who are satisfied with the amendment, and it also has the recommendation or endorsement of Commissioner Burnett.

Mr. Zemel: What is the amendment?

Mayor Elienstien: That the ordinance become effective July 1.

Commissioner Byrne: And that all pending applications, where the money has been paid, be not affected.

Mr. Simandl: May I ask whether Mr. Zemel has any taverns on his property?

Mr. Zemel: We have five of them.

Mr. Simandl: Do you know that the taverns that you have are permitted and may be permitted to transfer an existing license within 750 feet of your place?

Mr. Zemel: That is a very unfair thing, that 750 feet.

Commissioner Byrne: Mr. Zemel, as far as I am concerned, I listened to both sides and at the request of these men I was willing to move this ordinance and I was particularly impressed because I want to go along with Commissioner Burnett in everything that he recommends because he is sound, and unless these counsel are willing to go along with the request for one week's adjournment I am going to move this ordinance today.

Mr. Zemel: My family is interested in this solely as property owners and taxpayers. Mr. Simandl just now said

that your license is transferable, it must be transferred 750 feet away from the present location. Do you realize what he is doing to the property owner where the saloon is now located? That property owner, if he was 740 foot away, cannot have a license in that existing property. It is not like a gas station, like if I own the corner and it is zoned for a gas station, passed by your Adjustment Board and approved by this Commission. My tenant, the gasoline dealer, gets out and I can rent it to some other gasoline dealer and he will get his license, because that property has the license permit on that location, but do you realize that the man that holds the license on the property today may suffer, and that is unfair and unjust. I might have a disagreement with my tenant and I might walk in and say that the tax rate is going to be high and "your lease has expired and I want \$5 more," and he says: "I am moving three doors up from you; I can get it for \$5 or \$10 less. I am left holding the bag. I have still got to continue paying taxes.

Commissioner Byrne: I can't see your argument at all.

Mr. Zemel: If you are going to give them all of this protection the City should get the revenue. Stick in a thousand dollars for a license. It will start on July 1st, and eradicate and take out of this ordinance that 750 feet. That is a million dollars' income and that will help the other taxpayers to carry the burden. Who is protecting the grocery stores? Who is protecting the candy stores? Who is protecting your business? What do they want to do, have a fence around it? Do they want to make a trust out of it?

I am asking you in all fairness, to take out the 750 foot limit and raise the license fee to \$1,000 so

that we have enough to hire policemen for protection.

Mayor Ellenstein: Is there any other person who desires to be heard on this ordinance?

Mr. Simandl: Mr. Zemel undoubtedly owns some places where there may be no place to rent within 750 feet, and he has the man by the throat. In moving, it costs a lot of money to rip out fixtures, so that Mr. Zemel can raise a man \$5 or \$10 and he has the man by the throat, so that it works both ways. The man on Broad street is not here today, but if there is another tavern owner within 750 feet as there are about eight or ten in the block he just mentioned within 750 feet, he can court them, and as I said before he could probably get a small raise in that way, and I think that the tavern owner is just as much at the mercy of the property owner because the amount of the tax rate certainly cannot be put up by the landlord and certainly it takes something to move and fit up. We are not saying that we have the remedy for every single ill, but these other cities have approved and thought that it is good. Commissioner Burnett has told you that other cities are doing it.

There are 1400 involved who pay, in addition to personal property and real estate taxes, a certain revenue. I think you have never been asked by this industry for help; but you must give them something to help a tottering industry, with price wars and competition.

This amendment and the amendment to the Alcoholic Beverage Control Act giving Commissioner Burnett the power to regulate this under the Fair Trade Act, I think will assist an industry that is tottering, and I say that some of those places, with an investment of \$50,000, are in a precarious condition.

We say that there should be no adjournment and that the ordinance should be voted favorably.

Mr. Samuel Poleshuck: There is one more point I would like to answer Mr. Zemel, when he says that we want a fence around this business. That is not the fact, but the fact is that they have been granted a license by the city for which we are paying, and also the combination stores, they pay for a special license. What we ask you to do is to give them the protection necessary.

Mr. Herman Silverstein: In refutation to Mr. Zemel's beliefs, I say that the City of Newark can very easily attempt to kill the goose that laid the golden egg if it attempts to increase the license fee from \$500.

For the first time in this industry we find both the authorities and the Parent-Teachers Associations in accord with licensing of this type. Cities like Camden, Hackensack, Atlantic City and other municipalities have seen the wisdom of the passage of such an act.

Commissioner Burnett in various of his bulletins has stated that a fair limitation, according to the needs of any particular municipality, is a necessity and a desirable thing.

We ask for your cooperation in passing this ordinance, which we hope will be today, without any substantial alteration.

Commissioner Byrne: What is the provision in Jersey City?

Mr. Silverstein: The provision is 750 feet for distribution licenses and 500 feet for consumption licenses. In Atlantic City, on the Boardwalk, only a certain type is permitted. In the City of Trenton no licenses are granted in the last two and a half or three years.

The City of New York states that there can be no license within 1,500 feet from any other license on the same street, and throughout the State of New York it is 750 feet. The general tendency of municipalities and controlling agencies is to limit, for the social interest and for the actual benefit to all the citizens of the State, and not for the few taxpayers who may be desirous of procuring a particular premises.

Mayor Ellenstein: As I understand, there is no further objection. Of course, this may be more or less in the experimental stage. What Mr. Zemel says may be true in part, and at the same time it may work to your advantage, as pointed out by Mr. Simandl. It is worthwhile trying. We are all agreed that the number of licenses should be cut down to a thousand. Then the question arises whether it is going to do you or the property owners generally any harm. There is something to be said on the other side, as Mr. Simandl has pointed out, that it may reflect to your benefit if you have an established premises where there is a saloon. In the first place, the man would have to find a location in close proximity.

Mr. Zemel: If he has the protection of three blocks?

Mayor Ellenstein: If you are an astute landlord, as I believe you are, you are not going to ask for \$5 or \$10 more until you observe that there are no more vacancies in that locality. This is the most logical thing to do. There is no intention, as I understand, by the tavern owners to do any injustice to anyone, and that statement made before the conference of the City Commission was that they had no objection if it was properly zoned in localities, and there was no desire on the part of the tavern owners to oppose, say, a large restaurant coming to the center of

the city; and not only would they not oppose a limitation within that zone but they would sponsor such a thing, not having any desire to injure the general welfare of the City.

I think that that is a fair statement. In passing this ordinance it may be more or less experimental in scope, although the law is similar in Jersey City.

Is there anybody else who wants to be heard?

(No response).

No one else appearing, Commissioner Byrne moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the following ordinance be taken up on second reading:

An Ordinance to limit the number of plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in the City of Newark, and to regulate the renewing and transferring of plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in the City of Newark.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Commissioner Franklin moved that Section 7 be amended to read as follows:

Section 7 "This ordinance shall take effect upon July 1, 1938, subject to passage and publication according to law."

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The ordinance was declared open to amendment in all its parts.

The Clerk then read the ordinance as amended at length:

An Ordinance to limit the number of plenary retail consumption licenses and plenary retail distribution licenses to sell alcoholic beverages at retail in the City of Newark, and to regulate the renewing and transferring of plenary retail consumption and plenary retail distribution licenses to

sell alcoholic beverages at retail in the City of Newark.

The Board of Commissioners of The City of Newark Do Ordain:

Section 1: (a) No Plenary Retail Consumption License shall be granted hereafter unless and until the number of such licenses issued and outstanding shall be less than one thousand (1,000), except as hereinafter set forth.

(b) No Plenary Retail Distribution License shall be granted hereafter unless and until the number of such licenses issued and outstanding shall be less than one hundred and seventy (175), except as hereinafter set forth.

Section 2: When the number of Plenary Retail Consumption Licenses or Plenary Retail Distribution Licenses issued and outstanding shall be less than the number limited by Section 1 of this ordinance, additional licenses may be granted, but only in sufficient numbers so that the number of licenses outstanding will equal, but not exceed, the number limited by Section 1 of this ordinance.

Section 3: The provisions of Section 1 shall not apply to the renewal of licenses which are issued and outstanding on the passage of this ordinance, nor shall said provisions apply to the transfer of such licenses from person to person, nor to the renewal of licenses so transferred.

Section 4: No Plenary Retail Consumption License, excepting renewals for the same premises as have heretofore been licensed, and transfers from person to person, shall be granted or transferred to another premises within a distance of seven hundred and fifty (750) feet from an existing licensed premises covered by

a Plenary Retail Consumption License. In the event a licensee desires to transfer to another premises he shall be permitted to do so within seven hundred and fifty (750) feet of the premises wherein he is located at the time of such transfer. He shall comply with the provisions aforementioned when transferring to premises more than seven hundred and fifty feet from the premises from which a transfer is sought.

Section 5: No Plenary Retail Distribution License, excepting renewals for the same premises as have heretofore been licensed, and transfers from person to person, shall be granted or transferred to another premises within a distance of seven hundred and fifty (750) feet from an existing licensed premises covered by a Plenary Retail Distribution License. In the event a licensee desires to transfer to another premises he shall be permitted to do so within seven hundred and fifty (750) feet of the premises wherein he is located at the time of such transfer. He shall comply with the provisions aforementioned when transferring to premises more than seven hundred and fifty feet from the premises from which a transfer is sought.

Section 6: The term "renewal" when used in this ordinance shall be construed to mean the granting of a license for a new license period, provided the licensee applying for said new license was the holder of a similar license in good standing on the last day of the period immediately preceding the period for which the new license is applied for or granted; and provided, further, that said application for renewal is filed with the proper authority not more than thirty (30) days after the expiration date of the old license.

Section 7. This ordinance shall

take effect upon July 1, 1938, subject to passage and publication according to law.

Commissioner Franklin moved that the ordinance as amended be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the title of "An Ordinance to limit the number of Plenary Retail Consumption licenses and Plenary Retail Distribution licenses to sell alcoholic beverages at retail in the City of Newark, and to regulate the renewing and transferring of Plenary Retail Consumption and Plenary Retail Distribution Licenses to sell alcoholic beverages at retail in the City of Newark," be taken for its third reading.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to limit the number of Plenary Retail Consumption Licenses and Plenary Retail Distribution Licenses to sell alcoholic beverages at retail in The City of Newark, and to regulate the renewing and transferring of Plenary Retail Consumption and Plenary Retail Distribution Licenses to sell alcoholic beverages at retail in the City of Newark.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Four Thousand One Hundred Twenty Dollars and Fifty-four Cents (\$4,120.54) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$4,120.54

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Thousand Four Hundred Three Dollars and Eighty-nine Cents (\$20,403.89) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance, from April 15th to 30th, 1938, as follows:

Director's Office	\$ 1,241.65
Comptroller's Office	3,419.87
Tax Installment Bureau....	362.49
Auditor's Office	1,970.00
Treasurer's Office	896.64
Tax Receiver's Office	2,102.03
Deputy Tax Collectors	1,576.15
Tax Board	7,560.94
Tax Revaluation	404.14
Street Improvement	
Charges	869.98
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	\$ 20,403.89

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Sixty-eight Dollars (\$168.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Tax Board	\$ 73.00
Rents foreclosed properties....	20.00
Bureau of Docks	75.00
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	\$168.00

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-seven Thousand, Ninety-three Dollars and Ninety-six Cents (\$227,093.96) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from April 16 to 30, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	847.90
Building Division	3,137.47
Electrical Division	1,897.48
First Criminal and Family Courts	1,187.48
Second Criminal Court.....	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	83,685.18
Police Division	134,248.91
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	\$227,093.96

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-five Dollars (\$75.00) be and the same is hereby appropriated to the person named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Bureau of Docks	\$75.00
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M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Hundred Eighty-four Dollars and fifty-seven cents (\$184.57) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Director's Office	\$ 75.37
Employment Bureau	10.08
Outdoor Poor Department.....	24.12
Bureau of Docks	75.00
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	\$184.57

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One thousand one hundred ninety-five dollars and thirty cents (\$1,195.30) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief
Administration\$1,195.30

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine hundred forty-nine dollars and sixty cents (\$949.60) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief
Administration\$949.60

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty-seven thousand, eight hundred eighty-three dollars and two cents (\$87,883.02) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of April, 1938, as follows:

Director's Office	\$ 1,681.65
Employment Bureau	1,119.16
Bureau of Health	24,144.62
Newark City Hospital	23,252.10
Convalescent Hospital	1,930.82
Newark City Home	3,505.32
Bureau of Baths	5,298.14
Newark City Alms House	2,514.15
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	1,945.82
Emergency Relief Administration	19,964.98
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	\$ 87,883.02

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six hundred thirty-three dollars and thirty-three cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works from April 1st to 30th, inclusive, as follows:

United States Social
Hygiene\$633.33

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

Shade Tree	\$ 2,284.00
Bureau of Docks	808.95
Public Buildings	1,310.00
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	\$ 4,402.95

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Fifteen thousand, two hundred twenty-two dollars and eighty cents (\$15,222.80) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Parks and Public Property, as follows:

Construction Account,
PWA Docket No. N. J.
1302-DS\$ 15,222.80

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four thousand, four hundred two dollars and ninety-five cents (\$4,402.95) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending April 27th and April 30th, 1938, inclusive as follows:

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen thousand, two hundred fifty-eight dollars and eight cents (\$15,258.08) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and public Property from April 16th to April 30th, 1938, inclusive, as follows:

Bureau of Docks	\$ 1,024.16
Construction Account P. W. A. Docket No. 1302 N. J.	748.33
Director's Office	798.33
Municipal Farmers' Market	295.82
Printing and Stationery	167.00
Public Buildings	9,084.05
Public Buildings W. P. A. Project No. 1485-7	145.83
Shade Tree	1,492.49
Smoke Abatement	154.16
Weights and Measures	1,347.91
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	\$ 15,258.08

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One thousand two hundred twenty dollars and ninety-nine cents (\$1,220.99) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

Labor Relations Board	\$ 25.54
The Sinking Fund Commission of The City of Newark, N. J.	15.00
Law Department	733.45
City Clerk	302.00
Board of Adjustment, Zoning	145.00
	<hr/>
	\$ 1,220.99

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve thousand two hundred seven dollars and thirty cents (\$12,207.30) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-Departmental Department from April 16th to April 30th, 1938, as follows:

Law Department	\$ 3,912.45
City Clerk	3,054.07
Elections	350.00

First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment, Zoning	460.00
Central Purchase	2,147.48
	<hr/>
	\$ 12,207.30

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty-five thousand one hundred ninety-four dollars and thirty-one cents (\$45,194.31) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payrolls, period April 16-April 30, 1938, both inclusive.

Director's Office	\$ 1439.57
Newark Airport	4,770.81
Bureau of Lighting	420.00
Bureau of Streets	4,849.91
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,076.58
Bureau of Surveys	2,939.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,906.98
Newark Labor Relations Board	238.33
City Railway	854.16
	<hr/>
	\$ 45,194.31

the persons named,
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five thousand seven hundred forty-four dollars and ten cents (\$35,744.10) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, weekly payroll,
period ending April 27, 1938:**

Newark Airport	\$ 2,814.60
Bureau of Motors	2,683.61
Bureau of Streets	2,127.81
Bureau of Sewers	901.83
House Sewer Connections	379.80
Bureau of Street Cleaning	17,615.31
Bureau of Water	9,221.14
	<hr/>
	\$ 35,744.10

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five hundred thirty-five dollars and seventy-three cents (\$535.73) be and the same hereby is appropriated to

the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$35.73

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven hundred dollars (\$700.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$700.00

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three hundred forty-four dollars and seven cents (\$344.07) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Cleaning	\$ 6.00
Public Lighting	5.00
Streets	19.23
Motors	27.48
Newark Airport	43.01
Water	243.35
	<hr/>
	\$344.07

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five thousand, six hundred sixty-eight dollars and eight cents (\$5,668.08) be and the same hereby is appropriated to the persons named, as per certified list, attached, being the gross amount of bills contracted chargeable to the Department of Public Affairs, as follows:

Street Construction	\$ 3,884.04
Street Construction	394.31
Sewer Construction	624.00
Sewer Construction	368.70
Sewer Construction	165.00
Sewer Construction	232.03
	<hr/>
	\$5,668.08

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED. That the sum of Thirty-nine dollars (\$39.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$39.00
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M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, in accordance with the law and by authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Parks and Public Property publicly advertised, solicited, received and opened bids for the sale of one 50 x 10' bridge deck cruiser, together with miscellaneous equipment; and

WHEREAS, the Director of the Department of Parks and Public Property has determined that the highest bidder is Earl Conrad, 391 Fourth Avenue, Newark, in the amount of Eight hundred dollars (\$800.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the bid of Earl Conrad for one 50 x 10' bridge deck cruiser, together with miscellaneous equipment, be and the same is hereby accepted, and the said Director be and he is hereby authorized to deliver to the said Earl Conrad,

upon payment of the full amount of the bid, to wit, Eight hundred dollars (\$800.00), the aforesaid cruiser and equipment, and to execute all necessary instruments of conveyance, if any are necessary, for and on behalf of the City of Newark, approved as to form by the Law Department.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the following resolution was approved by the Board of Assessment and Revision of Taxes on January 29, 1937;

WHEREAS, Andrea L. Masi died intestate sometime prior to October, 1934; and

WHEREAS, prior to his decease he had resided at No. 210 Eighth Avenue in the City of Newark, County of Essex and State of New Jersey; and

WHEREAS, his widow, Maria P. Masi, Administratrix of his estate, had erroneously declared a value of \$8,000 upon his personal estate upon which the City of Newark then levied an assessment of \$5,000 for 1935 and 1936; and

WHEREAS, the said administratrix subsequently proved that the estate had possessed no personalty and that the assessment by the City of Newark had been erroneously levied; and

WHEREAS, the said Maria P. Masi had paid taxes to the City of Newark upon the alleged personal estate for the first half of 1935 and for all of 1936 in the mistaken belief that she was paying taxes upon the real estate assessed against said estate and known as No. 210 Eighth Avenue, Lot 53, Block 2866, Newark, New Jersey.

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said Maria P. Masi be given a credit of \$280.36 representing taxes erroneously paid upon the Estate of Andrea L. Masi, for personal property and that the Auditor and Comptroller of the City of Newark be and the same are hereby authorized to transfer said credit to the taxes for the years 1935 and 1936 now due and owing by the Estate of Andrea L. Masi for real estate assessed to said estate and known and designated as No. 210 Eighth Avenue, Block 2866, Lot 53, Newark, New Jersey;

AND RE IT FURTHER RESOLVED, that the Tax Receiver be and he is hereby authorized to cancel of record the personal taxes erroneously assessed against the aforementioned estate for 1935 and 1936; and

WHEREAS, said resolution was presented to Anthony F. Minisi, then Director of Revenue and Finance, for presentation to the Board of Commissioners of the City of Newark; and

WHEREAS, through inadvertence, said resolution appended hereto was never presented to and approved by the Board of Commissioners of the City of Newark;

NOW BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the said Maria P. Masi be given a credit of \$280.36, representing taxes

erroneously paid upon the estate of Andrea L. Masi, for personal property, and that the Auditor and Comptroller of the City of Newark be and the same are hereby authorized to transfer said credit to the taxes for the years 1935 and 1936 now due and owing to the Estate of Andrea L. Masi for real estate assessed to said estate and known and designated as No. 210 Eighth Avenue, Block 2866, Lot 53, Newark, N. J.; and

BE IT FURTHER RESOLVED, that the Tax Receiver be and he is hereby authorized to cancel of record the personal taxes erroneously assessed against the aforementioned estate for 1935 and 1936.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, on February 16, 1938, this Board of Commissioners adopted resolution 1933, authorizing the Director of the Department of Public Affairs and the director of the Department of Revenue and Finance to sign and execute all the necessary applications, forms, and other documents required to be signed on behalf of the City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration, a supplemental project to provide improvements to the Newark Airport;

AND WHEREAS, certain changes

have been made in this supplemental project affecting the contributions of the Works Progress Administration and the City of Newark;

THEREFORE BE IT RESOLVED, that resolution 1933 be and is hereby rescinded.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Mayor, Director of the Department of Public Affairs, has caused to be filed with the United States Works Progress Administration application covering certain supplemental project to provide improvements to the Newark Airport; and

WHEREAS, the said Director of the Department of Public Affairs has been notified by the WPA of its desire for said supplemental project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and

WHEREAS, the contribution of the United States Works Progress Administration for said supplemental project amounting to \$417,127.00 is contingent upon the expenditure of \$112,825 by the City of Newark;

THEREFORE BE IT RESOLVED, that the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all of the necessary applications, forms and other documents required to be signed on

behalf of the City of Newark by its Agent and Fiscal Agent for the proper presentation to the works Progress Administration of the herein identified supplemental project.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the following bonds be and they are hereby approved as to sufficiency:

KEEPER OF JUNK SHOP

Co-Operative Used Products, Inc.,
23 Lillie Street and 51-3 17th Avenue.

John H. Carlo & Sons, Inc., 26-32
Kitchell Street.

Pasquale Pepe, 57 Malvern Street.

George Cheit, Inc., 213 Newark
Street.

Israel Kaplan, 310 West Kinney
Street.

Joseph Zabarsky, 100 Badger Avenue.

Emanuel Kaufman, 317-319 Jelliff
Avenue.

AUCTIONEER

Morris Estis, 141 Goodwin Avenue.

Max Schechter, 26 Cypress Street.

Ralph W. Talheimer, 197 Market
Street.

Benjamin T. Greenfield, 226 Market
Street.

Louis J. Abrams, 651 Broad Street.

Isadore Geller, 23 So. Orange Avenue.

Ira Van Poznak, 92 Howard Street.

Maurice R. Lanes, 100 New Street.

Max Grossman, 197 Market Street.

Moe Levin, 223 Market Street.

Adolph Greenfield, 223 Market
Street.

Emanuel Moskowitz, 226 Market
Street.

Charles Rosin, 114-20 William
Street.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, there has passed the Senate of the State of New Jersey, and is now before the House, for passage, a Bill known as Senate No. 155, which exempts cash, whether on hand or in bank, from personal property tax assessment; and

WHEREAS, there has passed the House and is now before the Senate Assembly Bill No. 485, which permits a personal property taxpayer

to claim deductions for exemptions in an appeal from his personal property assessment, even though such deductions and exemptions were not claimed in the return which the law now requires to be made to the municipal tax board; and

WHEREAS, in the opinion of this Board both of said bills are vicious legislation, in violation of the spirit of the General Tax Act, and which bills tend to take away revenue from the municipality and place a greater burden on real estate, which is now bearing more than its share of revenue raising for the support of the government, through taxation; and

WHEREAS, in the opinion of this Board said bills should be defeated;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the attitude of this Board on said bills be communicated to the members of both houses of the Legislature and to the Governor of the State of New Jersey; and

BE IT FURTHER RESOLVED, that the City Clerk notify said Houses of the Legislature and the Governor of this State that this Board opposes, in full measure, the adoption of Senate No. 155 and House No. 485, for the reasons hereinabove expressed, and requesting action by said bodies in line with that expressed herein.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners desires to make further provision for the issuance of \$1,606,000.00 Emergency Relief Bonds pursuant to the ordinance adopted by the Board of Commissioners on the 22nd day of September, 1937; NOW, THEREFORE,

The Board of Commissioners of the City of Newark do resolve as follows:

Section 1. The Board of Commissioners of the City of Newark has ascertained, and hereby determines and declares, that said City has heretofore financed expenditures made for the relief of the poor of said City during the fiscal year one thousand nine hundred and thirty-seven by advances from current funds of said City which were not lawfully available to meet such expenditures, and that the aggregate amount of such expenditures exceeds One million six hundred and six thousand dollars (\$1,606,000), and that said City has not heretofore reimbursed such current funds for such advances.

Section 2. Said Board of Commissioners has ascertained and hereby determines and declares that said Board duly adopted on the 22nd day of September, 1937, an ordinance entitled "An Ordinance authorizing the issuance of not exceeding \$1,750,000 Emergency Relief Bonds of the City of Newark," and that said ordinance authorizes the issuance of not exceeding One Million Seven Hundred and Fifty Thousand Dollars (\$1,750,000) of bonds of said City to finance expenditures for the relief of the poor of said City, and that said ordinance was duly adopted pursuant to and in accordance with Chapter 103 of the Laws of 1937 of New Jersey, and that said ordinance states the maximum amount of bonds to be issued for such purpose and the maximum rate of interest to be borne by

said bonds, and that no bonds have heretofore been issued pursuant to said ordinance.

Section 3. There shall be issued forthwith pursuant to Chapter 101 of the Laws of 1938 of New Jersey, bonds of the aggregate principal amount of One Million Six Hundred and Six Thousand Dollars (\$1,606,000) which are authorized to be issued by said ordinance. Said \$1,606,000 of bonds shall be dated the 9th day of May, 1938, and shall be payable \$206,000 of bonds on May 15, 1939, and \$200,000 of bonds on May 15th in each of the years 1940 to 1946, inclusive. Said \$1,606,000 of bonds shall be numbered from 1 to 1606, inclusive, in the order of their maturity and shall consist of one thousand six hundred and six bonds of the denomination of \$1,000 each.

Section 4. Each of said bonds shall be a coupon bond registerable at the option of the holder as to principal alone or as to both principal and interest, and shall be signed by the Mayor and by the Director of the Department of Revenue and Finance. The seal of the City of Newark shall be affixed to each bond and such bond and said seal shall be attested by the City Clerk. Each of the interest coupons to be attached to said bonds shall bear the fac-simile signature of said Director of the Department of Revenue and Finance.

Section 5. Each of said bonds shall be in substantially the following form:

No.	No.
UNITED STATES OF AMERICA	
STATE OF NEW JERSEY	
THE CITY OF NEWARK	
EMERGENCY RELIEF BOND.	
\$1,000	\$1,000

The City of Newark, a municipal corporation in the County of Essex and State of New Jersey, for value received hereby acknowledges itself indebted and promises to pay to the bearer of this bond, or, if this bond be registered, to the registered holder thereof, the sum of ONE THOUSAND DOLLARS (\$1,000) on the 15th day of May, 19...., with interest thereon from the date hereof at

the rate of.....per centum

(...%) per annum, payable semi-annually on each May 15th and November 15th subsequent to the date of this bond, upon presentation and surrender of the annexed coupons therefor as they severally become due, or, if this bond be converted into a fully registered bond, to the registered holder thereof. Both principal of and interest on this bond are payable in lawful money of the United States of America, at the principal office of The National State Bank of the City of Newark, in the City of Newark, New Jersey.

This bond may be registered as to principal by the holder in his name on the books of the Comptroller of said City, and such registration noted hereon, after which no valid transfer hereof shall be made except on said books until after registered transfer to bearer. Such registration shall not affect the negotiability of the coupons, which shall continue to be transferable by delivery. At the request of the holder of this bond, it will be converted into a fully registered bond and the coupons hereto annexed detached and cancelled, and thereafter both principal and interest will be payable only to the registered holder hereof.

This bond is one of an issue of bonds of like tenor except as to maturity, issued under and pursuant to Chapter 101 of the Laws of 1938 of New Jersey, and pursuant to an or-

ordinance duly adopted by the Board of Commissioners of said City on the 22nd day of September, 1937.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, be performed or happen precedent to or in the issuance of this bond, exist, have been performed and have happened, and that this bond, together with all other indebtedness of said City, is within every debt and other limit prescribed by the Constitution or statutes of said State, and the faith and credit of said City are hereby pledged irrevocably to the punctual payment of the principal of and interest on this bond in accordance with its terms.

IT WITNESS WHEREOF, The City of Newark has caused this bond to be signed by its Mayor and countersigned by its Director of the Department of Revenue and Finance, and its corporate seal to be hereunto affixed, and this bond and said seal to be attested by its City Clerk, and the annexed coupons to bear the facsimile signature of said Director, and this bond to be dated May 9, 1938.

Mayor.

COUNTERSIGNED:

Director of the Department of
Revenue and Finance.

ATTEST:

City Clerk.

Section 6. Each of the interest coupons to be attached to said bonds shall be in substantially the following form:

No. \$.....

May,

On the 15th day of November,

19...., The City of Newark, New Jersey, will pay to the bearer.....

DOLLARS (\$.....) in lawful money of the United States of America, at The National State Bank of The City of Newark, in Newark, New Jersey, being the semi-annual interest then due on its Emergency Relief Bond, dated May 9, 1938, and numbered

Director of the Department of
Revenue and Finance.

Section 7. There shall be endorsed upon each of said bonds provisions suitable for the registration of said bonds, in substantially the following form:

IT IS HERBY CERTIFIED that at the request of the holder of the within bond, I have this day cut off and

destroyed.....coupons attached to

said bond, numbered from ... to ..., inclusive, of the amount and value of

..... Dollars (\$.....) or

Dollars (\$.....) each, amounting in the aggregate to

..... Dollars (\$.....), and that said bond is hereby converted into a registered bond, with the principal thereof and semi-annual interest

thereon payable of

or assignee or legal representative.

Dated, .. , 19 .

.....
City Comptroller.

NOTICE. No writing on this bond
except by an officer of The City of
Newark.

Date of Registration	In Whose Name Registered	City Comptroller

Section 8. The Mayor, Director of the Department of Revenue and Finance and City Clerk are hereby authorized and directed to execute said bonds. The City Treasurer is hereby authorized and directed to deliver said bonds to the purchasers upon receiving the purchase price to be paid by the purchasers pursuant to the award made by said Director.

Section 9. Said bonds shall bear interest at the rate specified in the proposal to purchase the bonds which shall be submitted to and accepted by the Director of the Department of Revenue and Finance pursuant to the resolution adopted by the Board of Commissioners on the 28th day of April, 1938.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Franklin, Murphy, Mayor Ellenstein.
C Commissioner Byrne not voting.

Mayor Ellenstein offered the following resolutions:

WHEREAS, each of the bonds hereinafter described was duly issued by the City of Newark pursuant to authority of law, and is now outstanding, and constitutes a valid unmatured obligation of said City;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that it be and hereby is determined that said Board has ascertained that the \$3,000. Water Bonds of the City of Newark, New Jersey, dated March 1, 1921, payable March 1, 1953. and bearing interest at the rate of five and one-half per centum (5½%) per annum, payable semi-annually on March 1st and September 1st of each year, and consisting of three bonds of the denomination of \$1,000 each, numbered 1465, 1466 and 1480, issued pursuant to an ordinance adopted by the Board of Commissioners of said City on the 13th day of January, 1921, have been defaced and are partially destroyed, and that R. K. Webster & Co., Inc., of 40 Wall Street, New York City, which owns and holds the bonds, which are in bearer form, desire that said bonds be reissued at its expense a hereinafter provided; and.

BE IT FURTHER RESOLVED, that said bonds shall be reissued pur-

suant to Section 40; 1-57 of the Revised Statutes of New Jersey by issuing to the bearer of said bonds new bonds of the same form and tenor as said outstanding bonds on surrender of said outstanding bonds; and

BE IT FURTHER RESOLVED, that each of the bonds issued pursuant to this resolution shall recite on its face that it has been reissued pursuant to this resolution in exchange for a bond of the same form and tenor, which has been defaced or partially destroyed; and

BE IT FURTHER RESOLVED, that the Mayor be and he hereby is authorized and directed to sign the bonds issued pursuant to this resolution, and the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City now in use to each of said bonds and to attest such corporate seal, and the City Comptroller be and he hereby is authorized and directed to reissue said bonds pursuant to this resolution.

M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners, Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Cold Mixed As-

phalt Concrete, for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. (D ST) on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Byrne offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Toilet Tissue and Paper Cups.

Bids to be received between the hours of 10:00 and 10:15 A. M. (D ST) on such date as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

RESOLVED, by the Board of Commissioners of The City of Newark, that the Director of the Department of Public Works be and he is hereby authorized to advertise for sealed proposals for the transportation of WPA workers from within the City limits to without the City limits; bids to be received at the office of the Director of the Department of Public Works, between the hours of 10:00 and 10:15 A. M. (Daylight Saving Time), on such date as he shall in said advertisement designate.

Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the following changes appearing on the various pay rolls of the Department of Public Works be and the same are hereby approved for the first half of May, 1938:

BUREAU OF HEALTH

Leave of Absence Without Pay for Reason of Economy:

Daniel Doolin, Orderly, granted leave of absence, without pay, for three months for reason of economy, effective May 1, 1938.

Sally Paddy, Orderly, granted leave of absence, without pay, for three months for reason of economy, effective May 1, 1938.

James Wescomb, Orderly, granted leave of absence, without pay, for three months for reason of economy, effective May 1, 1938.

Matilda Flink, Orderly, granted leave of absence, without pay, for three months for reason of economy, effective May 1, 1938.

Fred Rauchmiller, Orderly, granted leave of absence, without pay, for three months for reason of economy, effective May 1, 1938.

Charles Hershkowitz, Orderly, granted leave of absence, without pay, for three months for reason of economy, effective May 1, 1938.

Mary Holle, Orderly, granted leave of absence, without pay, for three months for reason of economy, effective May 1, 1938.

Joseph Logan, Orderly, granted leave of absence, without pay, for three months for reason of economy, effective May 1, 1938.

Joseph Lorenzc, Orderly, granted leave of absence, without pay, for three months, for reason of economy, effective May 1, 1938.

Martha Warshaw, Orderly, granted leave of absence, without pay for three months, for reason of economy, effective May 1, 1938.

William Pittaro, Orderly, granted leave of absence, without pay, for three months, for reason of economy, effective May 1, 1938.

Eugene Mullin, District Physician, granted leave of absence, without pay, for three months, for reason of economy, effective May 1, 1938.

George Polaner, District Physician, granted leave of absence, without pay, for three months, for reason of economy, effective May 1, 1938.

George Urbach, District Physician, granted leave of absence, without pay, for three months, for reason of economy, effective May 1, 1938.

Temporary Services Terminated:

Sylvia Wolt, Orderly, services terminated, effective April 30, 1938.

Angelo LaBella, Orderly, services terminated, effective April 30, 1938.

Shirley Weinstein, Orderly, services terminated, effective April 30, 1938.

Richard C. Rickard, Orderly, services terminated, effective April 30, 1938.

Cora Lifridge, Order, services terminated, effective April 30, 1938.

Frank Ciasli, Orderly, services terminated, effective April 30, 1938.

Albert Roman, Orderly, services terminated, effective April 30, 1938.

Josephine Holland, Health Nurse, services terminated, effective April 30, 1938.

Marie Lichtenberger, Health Nurse, services terminated, effective April 30, 1938.

Marie O'Neill, Health Nurse, services terminated, effective April 30, 1938.

Mary Spiduro, Health Nurse, services terminated, effective April 30, 1938.

Ruth Kopp, Health Nurse, services terminated, effective April 30, 1938.

Doris Liveright, Health Nurse, services terminated, effective April 30, 1938.

Frances Polk Scott, Health Nurse, services terminated, effective April 30, 1938.

Irving Graber, Dentist, services terminated, effective April 30, 1938.

David Horwitz, Dentist, services terminated, effective April 30, 1938.

Attilio Crosta, Dentist, services terminated, effective April 30, 1938.

Benjamin S. Teitel, Dentist, services terminated, effective May 4th, 1938.

Alfred Amedio, Plumbing Inspector, services terminated, effective May 4th, 1938.

Michael J. Fratantuno, Clinic Physician, services terminated, effective April 30, 1938.

Alfred Margolis, Clinic Physician, services terminated, effective April 30, 1938.

Gerardo J. Manfro, Clinic Physician, services terminated, effective April 30, 1938.

Henry Wesp, Pharmacist, services terminated, effective April 30, 1938.

Reuben Blum, Orderly, services terminated, effective April 30, 1938.

Eugene Ginley, Sanitary Inspector, services terminated, effective April 30, 1938.

Return from Leave of Absence:

Eugene Ginley, Porter, returned from leave of absence, effective April 30, 1938.

Leave of Absence Without Pay for Reason of Economy:

Hutchins F. Inge, Clinic Physician, granted leave of absence, without pay, for reason of economy for three months, effective May 1, 1938.

Ann Coffey, Orderly, granted leave of absence, without pay, for reason of economy for three months, effective May 1, 1938.

EMPLOYMENT BUREAU

Temporary Services Terminated:

Emanuel M. Shapiro, Jr. Employment Interviewer, services terminated, effective April 30, 1938.

William Lacks, Employment Solicitor, services terminated, effective April 30, 1938.

Margaret Kiernan, Jr., Employment Interviewer, Female, services terminated, effective April 30, 1938.

Carrie Keppler Jr., Employment Interviewer, Female, services terminated, effective April 30, 1938.

Evalin Chinick, Jr., Employment Interviewer, services terminated, effective April 30, 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

RESOLVED, that the following changes affecting the pay rolls of the Department of Public Works for the first half of May, 1938, be and the same are hereby approved:

EMPLOYMENT BUREAU

Transferred:

Daniel Patric, Employment Supervisor, transferred to the Emergency Relief, with no change in salary, effective May 1, 1938.

William J. Axt, Clerk, transferred

to the Emergency Relief, with no change in salary, effective May 1, 1938.

Patrick A. McManus, Clerk, transferred to the Emergency Relief, with no change in salary, effective May 1, 1938.

Charles L. Walsh, Clerk, transferred to the Emergency Relief, with no change in salary, effective May 1, 1938.

Helen B. Notis, Clerk, transferred to the Emergency Relief, with no change in salary, effective May 1, 1938.

Mary E. Doyle, Clerk Telephone Operator, transferred to the Emergency Relief, with no change in salary, effective May 1, 1938.

Rose O'Donnell, Employment Examiner, transferred to the Emergency Relief, with no change in salary, effective May 1, 1938.

Winifred A. Gill, Employment Examiner, transferred to the Emergency Relief, with no change in salary, effective May 1, 1938.

Alexander J. Pickutowski, Employment Examiner, transferred to the Emergency Relief with no change in salary, effective May 1, 1938.

Frank J. R. Hess, Employment Examiner, transferred to the Emergency Relief, with no change in salary, effective May 1, 1938.

Ernest I. Salvill, Employment Examiner, transferred to the Emergency Relief, with no change in salary, effective May 1, 1938.

William M. Quimby, Employment Interviewer, transferred to the Emergency Relief, with no change in salary, effective May 1, 1938.

Harold Guerin, Senior Employment Interviewer, transferred to the Emergency Relief, with no change in salary, effective May 1, 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the following changes appearing on the various pay rolls of the Department of Public Works for the first half of May, 1938, be and the same are hereby approved:

NEWARK CITY HOME

Leave of Absence Without Pay for Reason of Economy:

Albert J. Brogan, Dentist, granted leave of absence, without pay, for reason of economy, for three months, effective May 1, 1938.

Dropped for Reason of Economy:

Isabel R. Baldwin, Senior Clerk-Stenographer, dropped for reason of economy, effective April 30, 1938.

Temporary Services Terminated:

Catherine Dougherty, Housemaid, services terminated, effective April 30, 1938.

Clement Puccarelli, Orderly, services terminated, effective April 30, 1938.

CONVALESCENT HOME

Leave of Absence Without Pay for Reason of Economy:

Lucille Mitchell, Porter, granted

leave of absence, without pay, for reason of economy for three months, effective May 1, 1938.

Ellen Duffey, Seamstress, granted leave of absence, without pay, for reason of economy for three months, effective May 1, 1938.

DIRECTOR'S OFFICE

Transferred:

Edward H. Cavanagh, Clerk-Typist, transferred to the Emergency Relief with no change in salary, effective May 1, 1938.

Temporary Services Terminated:

Anna Goldenstein, Sr. Clerk-Stenographer, services terminated, effective April 30, 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, there will be held during the year 1939 in the City of San Francisco, a World's Fair, known as "The Golden Gate International Exposition," sponsored by eleven western States;

California,
Oregon,
Washington,
Idaho,
Wyoming,
Utah,
Nevada,

Arizona
New Mexico,
Colorado,
Montana,

and,

WHEREAS, The City of Newark, with its many industrial and commercial transportation facilities, is not properly advertised nor known among the States, west of the Mississippi, as the Eastern Terminus of the most important air lines in the world; and

WHEREAS, an impression has been falsely created in the minds of the people west of the Mississippi that New York City is the eastern terminus of said air lines; and

WHEREAS, there will be held during the said year of 1939 a World's Fair on Long Island, in the City of New York; and

WHEREAS, in the preparations made for the New York World's Fair, the northern part of New Jersey, the west shore of the Hudson, Newark Bay, the Port of Newark and the Newark Air Port have been omitted in all pamphlets, maps and other literature advertising said New York World's Fair;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that this Board endorses the participation by the State of New Jersey in the Golden Gate International Exposition, to be held in the City of San Francisco, in the year 1939, so that the State of New Jersey shall be properly advertised west of the Mississippi and on the Pacific Coast for its industrial, commercial, recreational and transportation facilities, and also for the purpose of acquainting the people of the middle and far west with New Jersey's place in the history of this great republic.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Salvatore Ingugiato, owner; for the construction and use of eleven individual private garages; premises 153-157 Elm Street; on condition that the garages facing Elm Street are equipped with over head doors, that the roofs of the garages be pitched, and that a light shaft be constructed opposite the window of the house adjoining on the east;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there anybody who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the action of the Zoning Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., May 3, 1938.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

329-335 Plane Street; Star Parking Co.; establishment and operation of an automobile parking station in a 2nd business district; on condition that the station is operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date of approval by the Board of Commissioners;

(No objectors);

41-43 Wainwright Street; Abe J. Silberstein; construction of a one-story cement block building for storage of motor trucks in a 2nd residence district; on condition that the garage be used only for the storage of one commercial truck and one passenger automobile;

222 South Twelfth Street; Parkinson Construction Co.; for the establishment of contractor's storage yard, and construction of garage and storage building in a 2nd business district; on condition that same be constructed in conformity with the plans filed with the Board of Adjustment;

456 Lyons Avenue; Vincent Zambolla; renewal of permit for motor oil sales station; such use to be limited to the period of one year ending May 8, 1939.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of May 4, 1938).

Received, copy to be sent to each commissioner, and further action postponed to May 11, 1938.

Commissioner Franklin: I move we adjourn to Friday, May 6, 1938, at three o'clock Daylight Saving Time.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN,

The Board of Commissioners of The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

ewark, N. J., May 6, 1938.

Absent: Commissioner Byrne.

An Adjourned meeting of the Board of Commissioners of The City of Newark, N. J., held on the above date, in the Mayor's Office, City Hall, Newark, on Friday, May 6th, 1938, at 3:00 o'clock P. M., Daylight Saving Time.

Present: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

BE IT RESOLVED, That the 1938 Budget of The City of Newark, as approved on the 4th day of March, 1938, be further amended as follows:

Transfer from Miscellaneous Anticipated Revenue to Dedicated Revenue the following items:

Bureau of Streets			\$ 108,200.00	
Bureau of Street Cleaning			14,200.00	
House Sewer Connections			20,500.00	
	FROM	TO	DECREASE	INCREASE
BUDGET—Department of Parks and Public Property.....	(As adjusted on)			
	(April 28, 1938)			
Public Buildings	\$ 353,580.00	\$ 353,207.00	\$ 373.00	
Shade Tree	170,085.00	166,450.00	3,585.00	
Centre Market	5,674.30	8,410.00		\$ 2,735.70
Dedicated Revenue	\$ 529,289.30	\$ 528,067.00	\$ 3,958.00	\$ 2,735.70
(Appropriation side only)				
	FROM	TO	DECREASE	
(Original Budget)				
Municipal Farmers Market	\$ 21,200.00	\$ 12,000.00	\$ 9,200.00	
Bureau of Docks	119,900.00	96,300.00	23,600.00	
	\$ 141,100.00	\$ 108,300.00	\$ 32,800.00	

and transfer \$32,800.00 to the General Budget Revenue, and that the various sub-totals and totals affected by these amendments be revised to reflect all changes made.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

CITY OF NEWARK, NEW JERSEY
Department of Revenue and Finance
Vincent J. Murphy, Director

May 6, 1938.

Board of Commissioners of the
City of Newark, New Jersey.

Gentlemen:

Pursuant to the resolution adopted by the Board of Commissioners on the 28th day of April, 1938, I caused

to be published as directed by the resolution, a notice of the sale of \$1,606,000.00 Emergency Relief Bonds of the City of Newark as described in the resolution and I received sealed proposals for the purchase of the bonds at my office in the City Hall on May 6th, 1938 at eleven o'clock A. M. (daylight saving time) at which time I publicly opened the sealed proposals so received.

The following list of bids show all proposals for the purchase of the bonds and award has been made to the Colyer Robinson & Company, by Arthur R. Robinson, Vice President, who have graciously agreed to accept the temporary certificate until the bonds are printed, otherwise the City of Newark would have been compelled to pay approximately \$400 for over time work to make immediate delivery. They have also agreed for the sake of convenience to accept the bonds and maturity as of May 1, 1938.

I might add that I am gratified at the number of bidders, the low rate of interest and the fact that the Colyer Robinson & Company is a Newark firm. I have forwarded the matter to the Law Department for the necessary resolution.

Name of Bidder	Principal Amount of bonds bid for	Interest rate	Price Offered
Colyer Robinson & Co.	\$1,596,000.00	4%	\$1,606,308.20
Lehman Bros.	1,606,000.00	4%	1,606,999.99
Bancamerica-Blair Corp.			
Estabrook & Co.			
Stone & Webster & Blodget, Inc. and Associates			
Blyth & Co., Inc.	1,599,000.00	4%	1,606,355.40
Brown, Harriman & Co., Inc.			
Geo. B. Gibbons & Co., Inc.			
Roosevelt & Weigold, Inc.			
Eastman Dillon & Co.			
Bacon, Stevenson & Co.			
H. L. Allen & Co.			
MacBride, Miller & Co.			
First National Bank	1,600,000.00	4½%	1,606,162.00

Name of Bidder	Principal Amount of bonds bid for	Interest rate	Price Offered
Halsey, Stuart & Co., Inc.			
Kidder, Peabody Co.			
Mercantile Commerce Bank & Trust Co.			
Schalter, Noyes & Gardner, Inc.			
Phelps, Fenn & Co.	1,605,000.00	4%	1,606,188.44
F. S. Moseley & Co.			
Kean, Taylor & Co.			
J. S. Rippel & Co. and Associates.....			

Yours very truly,

Vincent J. Murphy,
Director.

Ordered filed.

Commissioner Murphy offered the following resolution:

WHEREAS, The Director of the Department of Revenue and Finance has, pursuant to the resolutions adopted by the Board of Commissioners on the 28th day of April, 1938, and the 4th day of May, 1938, caused to be published, as directed by said resolutions, a notice of the sale of \$1,606,000.00 Emergency Relief Bonds of The City of Newark, dated May 9, 1938, described in said resolutions, and has duly received sealed proposals for the purchase of said bonds, and has accepted the sealed proposal hereinafter described:

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the action of the Director of the Department of Revenue and Finance in accepting the proposal to purchase \$1,596,000.00 of the aforesaid Emergency Relief Bonds of The City of Newark, dated May 9, 1938, and bearing interest at the rate of four per centum (4%) per annum, submitted by Colyer, Robinson & Co., for which they will pay for the first maturing bonds \$1,606,308.20, be and the same hereby is approved and ratified;

FURTHER RESOLVED, that not-

withstanding anything contained in the resolutions heretofore adopted by the Board of Commissioners, said \$1,596,000.00 of bonds shall be dated May 1, 1938, shall bear interest at the rate of four per centum (4%) per annum, payable semi-annually, on May 1st and November 1st, and shall mature serially,

\$206,000.00 of bonds on May 1, 1939;

\$200,000.00 of bonds on May 1st in each of the years from 1940 to 1945, inclusive;

\$190,000.00 of bonds on May 1, 1946.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, By the Board of Commissioners of the City of Newark, that the item of \$2,500.00, for the

purchase of one automobile, be and the same is hereby included in the appropriations for the Department of Public Works, for the year 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, on March 30, 1938, this Board of Commissioners adopted Resolution 2206-F, authorizing the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance to sign and execute all the necessary applications, forms, and other documents required to be signed on behalf of The City of Newark by its Agent and Fiscal Agent, for the proper presentation to the Works Progress Administration, a supplemental project to provide city-wide street improvements in The City of Newark; and,

WHEREAS, the Federal Works Progress Administration has not approved the said application in the form and for the proposals therein contained;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that Resolution 2206-F be and the same is hereby rescinded.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Mayor, Director, of the Department of Public Affairs, has caused to be filed with the United States Works Progress Administration application covering certain supplemental project to provide city-wide street improvements in The City of Newark; and,

WHEREAS, the said Director of the Department of Public Affairs has been notified by the WPA of its desire for said supplemental project upon the conditions and basis appearing on the schedule hereto annexed and made part hereof; and,

WHEREAS, the contribution of the United States Works Progress Administration for said supplemental project is to be \$5,183,200.00, and the contribution of The City of Newark will be \$1,876,624.70;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to sign and execute all the necessary applications, forms, and other documents required to be signed on behalf of The City of Newark by its Agent and Fiscal Agent for the proper presentation to the Works Progress Administration of the herein identified supplemental project; and the contribution required of the City, when not available in the annual departmental appropriation or presently available through departmental supplies, materials and services, shall be subject to appropriation by the Board of Commissioners of The City

of Newark as the said Board shall determine to be necessary and for the carrying out of said project, or any part thereof.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

STATE OF NEW JERSEY
Office of State Auditor

Trenton, May 5, 1938.

Mr. Harry S. Reichenstein, Clerk,
City of Newark,
County of Essex,
Newark, New Jersey.

Dear Sir:

(a) Proceeds of sale from City Property	\$ 80,041.66
(b) Capital Account Cash Surplus	36,919.22
(c) Current Account Non-Cash Surplus Revenue	221,809.83
(d) Reserve for Interfund Loans Released through 1938 appro.	674,666.00
(e) Capital Account Non-Cash Surplus	2,022,029.14
(f) Army Base Revenue (Additional)	75,000.00
(g) Public Service Rentals, City Railway	180,000.00
(h) Gas Tax Refunds	25,000.00
(i) Public Lighting	4,375.00
(j) Centre Market Rents	6,100.00
(k) Weights and Measures Refund from State	2,382.50

Approval and consent is given to item (a) with the proviso that the 1938 budget contain an appropriation for Alterations to Power House Unfunded in the amount of \$58,686.33.

Approval and consent is given to item (c) with the proviso that the 1938 budget contain appropriations for Current Division Deferred Charges in the amount of \$2,221,-

Re: City of Newark.

There is enclosed approval and consent of various items of revenue which were requested by resolution by the governing body of the City of Newark.

The Public Lighting revenue was reduced from \$5,000.00 to \$4,375.00. The approval of other revenues in some cases is conditional. The conditions should be complied with in every case.

Very truly yours,
W. J. Blurton, Auditor,
For: Walter R. Darby,
State Auditor.

April 29th, 1938.

CITY OF NEWARK

Approval and consent is hereby given to the City of Newark, County of Essex, for the inclusion of the following items as anticipated revenues in the 1938 budget:

809.83 in addition to an appropriation for Cash Deficit 1937 in the amount of \$1,880,265.69.

Approval and consent is given to item (d) with the proviso that the 1938 budget contain an appropriation for Borrowed From Current for Capital Improvements in the amount of \$674,666.00.

Approval and consent is given to item (e) with the proviso that the 1938 budget contain an appropriation for Unappropriated Capital Costs in the amount of \$2,022,029.14.

Approval and consent is given to item (j) with the proviso that the 1938 budget contain an appropriation for Centre Market Expenses in the amount of \$6,100.00.

Approval and consent is given to item (k) as a dedicated revenue and is to be off-set by a like appropriation.

Said approval and consent is given under the authority of sub-section

(i), section 8, Chapter 60, P. L. 1934.
N. D. Dorsett, Principal Auditor,

For: Walter R. Darby,
State Auditor.

Ordered referred to the Director of Revenue and Finance.

A communication dated May 6th, 1938, from Saul A. Wittes, re: Assignment—Newark Tax Title Liens, was received and read, and the City Clerk was directed to reply and state that the Director of Revenue and Finance has made an explanation to the City Commission in which he says that the charge is only made upon those tax title certificates where a search has been made, and the certificate of search would be furnished to the purchaser of the tax title liens in compliance with the law; but where no search has been made and no certificate furnished, no fees can be charged and no fee will be charged; if Mr. Wittes communicates with the Director of Revenue and Finance he will have the opportunity to purchase any portion of the tax title liens providing he pays all the liens, penalties and subsequent taxes.

Commissioner Murphy offered the following resolution:

WHEREAS, the Board of Commissioners has agreed to sell to Colyer, Robinson & Co., Inc., of Newark, \$1,596,000 Emergency Relief Bonds of said City consisting of one thousand five hundred and ninety-six \$1,000 coupon bonds, numbered from 1 to 1596, inclusive, dated May 1, 1938, bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on May 1st and November 1st, and maturing serially, two hundred and six bonds on May 1, 1939, two hundred bonds on May 1st in each of the years 1940 to 1945, inclusive, and one hundred and ninety bonds on May 1, 1946, being a part of the bonds authorized to be issued by the ordinance entitled "An ordinance authorizing the issuance of not exceeding \$1,750,000 Emergency Relief Bonds of The City of Newark," adopted by the Board of Commissioners on the 22nd day of September, 1937; and,

WHEREAS, the Board of Commissioners desires to provide for the issuance of Interim Receipts as hereinafter set forth: NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of The City of Newark that, if deemed advisable by the Director of the Department of Revenue and Finance, there shall be issued to said purchaser, upon the payment of the purchase price of said bonds, Interim Receipts, exchangeable for a like amount of definitive bonds.

FURTHER RESOLVED, that said Interim Receipts shall be in substantially the following form:

No. \$

STATE OF NEW JERSEY
THE CITY OF NEWARK

INTERIM RECEIPT FOR
EMERGENCY RELIEF BONDS

The City of Newark, a municipal corporation in the County of Essex and State of New Jersey, promises to deliver to the bearer of this interim receipt, upon its surrender at the office of the City Treasurer of said City in Newark, New Jersey, the bonds below described when they shall have been prepared and executed, and in the meantime the bearer hereof shall have the same rights as a holder of said bonds in respect to the payment of principal and interest. This receipt is transferable by delivery.

Said City hereby acknowledges the receipt of payment in full for \$.....

.....Emergency Relief Bonds of said City dated May 1, 1938, payable May 1, 19...., and bearing interest at the rate of four per centum (4%) per annum, payable semi-annually on May 1st and November 1st, the said bonds being part of an issue of bonds of like tenor, except as to maturity, and being issued pursuant to Chapter 101 of the Laws of 1938 of New Jersey and an ordinance duly adopted by the Board of Commissioners of said City on September 22, 1937.

IN WITNESS WHEREOF, The City of Newark has caused this interim receipt to be signed by its Mayor and by its Director of the Department of Revenue and Finance and has caused the seal of said City to

be hereunto affixed and said receipt and seal to be attested by the City Clerk of said City, and this interim receipt to be dated May 1, 1938.

Mayor.

Director of the Department of
Revenue and Finance.

ATTEST:

City Clerk.

FURTHER RESOLVED, That the Mayor, Director of the Department of Revenue and Finance and City Clerk are hereby authorized to execute said interim receipts and said Director of the Department of Revenue and Finance is hereby authorized to issue said interim receipts to said purchaser upon receiving the purchase price to be paid by said purchaser for said bonds.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution approving alterations and amendments to 1938 Budget and fixing date for final hearing:

BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the 1938 Budget of The City of Newark, as approved on the 4th day of March, 1938, be amended as follows, said alterations and amendments being described as follows:

RESOLUTION OF APRIL 26, 1938

ANTICIPATED REVENUES:

Proceeds from sale of City property.....	\$ 80,041.66
Capital account cash surplus	36,919.22
Non-cash surplus revenue	2,221,809.83
Reserve release through 1938 appropriation.....	674,566.00
Capital account non-cash surplus	2,023,029.11
Army Base Revenue	75,000.00
Public Service Rental	180,000.00
Centre Market rents	6,100.00
Gas Tax Refund from State	25,000.00
Weights and Measures refund from State	2,382.50
Public Lighting	5,000.00

RESOLUTION OF APRIL 28, 1938

	FROM	TO	DECREASE
Swimming Pool Construction	\$ 700,000.00	.....	\$ 700,000.00
BUDGET—Department of Public Safety			
Director's Office	22,480.00	22,180.00	300.00
Police Division	3,497,560.00	3,463,511.39	34,048.61
Fire Division	2,163,384.36	2,124,376.44	39,007.92
License Division	24,250.00	23,750.00	500.00
Building Division	78,650.00	77,350.00	1,300.00
Electrical Division	51,095.32	50,360.00	735.32
Police Courts	56,000.00	56,000.00	.....
TOTAL	\$ 5,893,419.68	\$ 5,817,527.83	\$ 75,891.85
(Department of Public Safety)			

BUDGET—Department of Public Affairs

	FROM	TO	DECREASE
Mayor's Office	\$ 36,345.00	\$ 36,345.00	.....
Bureau of Streets	225,000.00	225,000.00	.....
Bureau of Sewers	113,297.00	113,297.00	.....
Public Lighting	410,745.00	370,745.00	\$ 40,000.00
Street Cleaning	1,272,300.00	1,272,300.00	.....
Sidewalks	5,900.00	5,900.00	.....
Division of Surveys	82,070.00	82,070.00	.....
Engineering Division	27,120.00	27,120.00	.....
House Sewer Connections	12,000.00	12,000.00	.....
Newark Airport	80,000.00	40,000.00	40,000.00
TOTAL	\$ 2,264,777.00	\$ 2,184,777.00	\$ 80,000.00

(Department of Public Affairs)

BUDGET—Department of Parks and Public Property

	FROM	TO	DECREASE
Director's Office	\$ 31,800.00	\$ 24,570.00	\$ 7,230.00
Smoke Abatement	6,210.00	5,960.00	250.00
Public Buildings	391,706.76	353,580.00	38,126.76
Weights and Measures	35,025.00	22,840.00	12,185.00
Printing and Stationery	11,820.00	14,720.00	+2,900.00
Shade Tree	183,100.00	170,035.00	13,065.00
Miscellaneous Advertising	2,900.00	.....	2,900.00
Maintenance of Dog Pond	7,500.00	7,500.00	.....
WPA Projects	36,500.00	36,500.00	.....
TOTAL	\$ 706,561.76	\$ 635,705.00	\$ 70,856.76

(Department Parks and Public Property)

BUDGET—Department of Public Works

	FROM	TO	DECREASE
Director's Office	\$ 43,725.00	\$ 39,345.00	\$ 4,380.00
Employment Bureau	30,410.00	10,000.00	20,410.00
Health Department	674,000.00	622,244.00	51,756.00
City Hospital	1,024,683.50	959,722.00	64,961.50
City Home	151,031.00	139,776.00	11,255.00
Public Baths	177,306.00	168,136.00	9,170.00
Ivy Hill Power Plant	94,000.00	90,856.00	3,144.00
Convalescent Hospital	93,084.00	86,523.00	6,561.00
Public Outings	20,000.00	1,200.00	18,800.00
Alms House	145,646.00	128,056.00	17,590.00
Outdoor Poor	47,665.00	47,665.00	.....
Emergency Relief (Administration)	575,000.00	575,000.00	.....
Rental of Beds in Institutions	17,250.00	17,250.00	.....
Public Band Concerts	8,000.00	8,000.00	.....
Holiday Celebrations	9,700.00	9,700.00	.....
Emergency Relief—1938	600,000.00	600,000.00	.....
TOTAL	\$ 3,711,500.50	\$ 3,503,473.00	\$ 208,027.50

(Department of Public Works)

	FROM	TO	INCREASE OR DECREASE
Public Lighting (Special)	\$ 4,300.00	\$ 4,300.00
Center Market	5,674.30	5,674.30

RESOLUTION OF MAY 2, 1938

	FROM	TO	INCREASE OR DECREASE
State School Tax, Estimate for 1938	\$2,683,500.00	\$ 2,683,411.66	\$ 88.34
State Soldiers Bonus, Estimate for 1938	186,600.00	186,609.55	9.55
County Tax, Estimated for 1938	5,112,000.00	5,112,094.30	94.20

RESOURCES:

	FROM	TO	INCREASE	DECREASE
Reserves for Interfund Loans Released	974,666.00	674,666.00	.....	300,000.00

MISCELLANEOUS REVENUE ESTIMATED:

Interest on Taxes and Assessments.....	843,100.00	842,607.97	.....	492.03
Passaic Valley Sewer Maintenance.....	34,920.64	31,615.92	.....	3,304.72

REQUESTED OF STATE AUDITOR—REVENUE:

Public Lighting	5,000.00	4,375.00	625.00
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DEFICITS AND STATUTORY EXPENDITURES:

Deficit Operation, Water Department (1937)	72,311.07	72,311.07
Assessments Cancelled	14,254.52	.....	.....	14,254.52
Deficit Surplus Cash Appropriated (1937)	192,599.26	244,496.78	51,897.52	.....
Dock Department Deficit, 1937	13,630.61	13,912.25	281.64	.....
Assessment Deficiency, Openings	273,582.88	183,298.00	.....	90,284.88
Over Expenditures, Water Department (1937) .....	.....	30,246.85	30,246.85	.....
Emergency Revenues, 1937 .....	.....	50,000.00	50,000.00	.....
Due to Current account from Capital	974,666.00	674,666.00	.....	300,000.00

EXPENDITURES WITHOUT APPROPRIATION:

Maintenance Foreclosed Property	1,600.87	1,600.87	.....	.....
Centre Market	3,728.75	3,728.75	.....	.....
Deficit Farmers Market, 1937	775.20	775.20	.....	.....
Deficit Newark Airport, 1935	61,896.96	61,896.96	.....	.....
Capital Overexpenditures, 1937	6,919.67	6,919.67	.....	.....
Unappropriated Capital Costs	2,022,029.14	2,022,029.14	.....	.....
Alterations of Power House—Unfunded	58,686.33	58,686.33	.....	.....

	FROM	TO	INCREASE	DECREASE
Expended in connection with the sale of foreclosed property		12.80	12.80	
Cash Deficit		1,880,265.69	1,880,265.69	
Unpaid 1937 Salaries		6,927.42	6,927.42	
WPA Sewing Project—Department of Public Works.....		36,000.00	36,000.00	

RESOLUTION OF MAY 6, 1938

Transfer from Miscellaneous Anticipated Revenue to Dedicated Revenue the following items:

Bureau of Streets	\$108,200.00
Bureau of Street Cleaning	14,200.00
House Sewer Connections	20,500.00

BUDGET—Department of Parks and Public Property.

	FROM	TO	INCREASE	DECREASE
	(As adjusted on April 28, 1938)			
Public Buildings	\$ 353,580.00	\$ 353,207.00	\$ 373.00	
Shade Tree	170,035.00	166,450.00	3,585.00	
Centre Market	5,674.30	8,410.00		\$ 2,735.70
TOTALS	\$ 529,289.30	\$ 528,067.00	\$ 3,958.00	\$ 2,735.70

Dedicated Revenue
(Appropriations side only)

	FROM	TO	INCREASE	DECREASE
	(Original Budget)			
Municipal Farmers Market	\$ 21,200.00	\$ 12,000.00		\$ 9,200.00
Bureau of Docks	119,900.00	96,300.00		23,600.00
TOTALS	\$ 141,100.00	\$ 108,300.00		\$ 32,800.00

and transfer \$32,800.00 to the General Budget Revenue.
and that the budget in final amended form read as follows:

STATEMENT (Required by Section 202)

	1938	1937	1936
State School Tax Estimate for 1938	\$ 2,683,411.66	\$ 2,683,411.66	\$ 2,688,079.21
State Soldiers' Bonus Estimate for 1938	186,009.55	186,609.55	165,636.97
County Tax Estimate for 1938	5,112,694.20	5,112,094.20	4,592,606.50
District School Tax Estimate for 1938	7,930,000.00	7,450,000.00	6,570,000.00
Local Purpose Tax	26,013,356.49	20,097,284.61	21,026,830.23
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	\$41,925,471.90	\$35,529,400.02	\$35,043,152.91

RESOURCES

GENERAL REVENUES:

	Anticipated 1938	Anticipated 1937	Realized in Cash 1937
Surplus Revenue Cash Appropriated		\$ 2,079,317.14	\$ 2,079,317.14
Surplus Revenue Non-Cash Appropriated	\$ 2,221,809.83	286,902.93	286,902.93

MISCELLANEOUS REVENUE ESTIMATED:

	Anticipated 1938	Anticipated 1937	Realized in Cash 1937
Gross Receipts Tax	\$ 700,000.00	\$ 464,652.77	\$ 1,295,288.65
5% Trolley Tax	50,000.00	90,000.00	83,489.35
Franchise Tax	600,000.00	593,000.00	1,482,112.76
Jitney Tax	199,400.00	155,000.00	199,446.86
General Licenses	113,600.00	115,000.00	113,692.54
Liquor Licenses	629,900.00	600,000.00	629,961.78
Interest on Taxes and Assessments	842,607.97	1,000,000.00	843,143.99
District Courts	41,700.00	39,000.00	41,750.86
Police Courts	76,900.00	64,000.00	76,940.35
Tax Title Searches	8,400.00	8,000.00	8,441.00
Tax Sale Costs	18,200.00	37,000.00	18,233.66

	Anticipated		Realized in Cash	
	1938	1937	1937	
Construction and Alteration of Buildings	36,300.00	38,000.00	36,368.18	
Bureau of Health	31,100.00	50,000.00	31,105.10	
City Clerk's Fees	5,600.00	5,000.00	5,687.00	
Public Library Fees	19,800.00	19,000.00	19,834.58	
Public Sewer Connections	1,300.00	1,500.00	1,370.00	
Bureau of Baths	22,500.00	20,000.00	22,505.06	
Fire Department	17,700.00	15,000.00	17,737.00	
Market Plaza Lease	75,000.00	75,000.00	75,000.00	
Market Plaza Parking Space	22,100.00	19,000.00	22,100.00	
Parking Space—Rear of City Hall	2,000.00	1,800.00	2,067.50	
Market Rent	14,100.00	6,000.00	14,142.18	
Rents—Miscellaneous City Buildings and Grounds	10,500.00	12,000.00	10,547.45	
Bill Board Tax	1,500.00	1,000.00	1,598.21	
City Hospital	32,800.00	49,377.95	32,887.42	
Convalescent Hospital	1,100.00	7,989.50	1,163.35	
Public Outings	200.00	264.14	264.14	
Bureau of Streets .....	.....	50,000.00	108,247.64	
Bureau of Street Cleaning .....	.....	16,000.00	14,292.58	
House Sewer Connections .....	.....	25,000.00	27,056.27	
Shade Trees	700.00	1,400.00	769.03	
Passaic Valley Sewer Maintenance	31,615.92	30,867.24	31,615.92	
Rent Army Base	25,000.00	100,000.00	25,000.00	
Rent—City Railway	15,000.00	30,000.00	15,000.00	
Public Service (Salary Lighting Inspection)	1,500.00	1,500.00	1,500.00	
Green and Frankling Street Property	3,400.00	3,402.00	3,425.00	
Excess from Dedicated Revenues:				
Bureau of Docks	23,600.00	.....	.....
Municipal Farmers' Market	9,200.00	.....	.....
Total Miscellaneous Revenues	\$ 3,675,323.89	\$ 3,744,753.60	\$ 5,313,785.42	

Special Revenues—Allowed by State Auditor

	Anticipated	
	1938	1937
Proceeds from Sale of City Property		
Capital Account—Cash Surplus	\$ 80,041.66	
Capital Account—Non Cash Surplus	36,919.22	
Reserve Released by 1938 Appropriation	2,022,029.14	
Gas Tax Refund	674,666.00	
Public Lighting	25,000.00	
Proceeds from Emergency Relief Funds	4,375.00	
Gross Receipts, Tax	1,606,000.00	
Airport Surplus		\$ 153,323.65
Rents—Army Base		17,151.54
City Railway	75,000.00	
	180,000.00	
Total—Special Revenue Allowed by State Auditor	\$ 4,704,031.02	\$ 170,475.19
Delinquent Tax Coll. (1938 Est. 41.71%)	\$ 5,427,523.13	\$ 6,582,468.20
Tax Title Liens Coll. (1938 Est. 21-99%)	856,106.36	1,052,892.48
Totals		
Emergency Revenues	\$ 6,283,629.49	\$ 7,635,360.58
Bureau of Water—Excess Revenue		\$ 1,111,234.05
		74,907.51
Totals of Above Resources	\$16,893,794.23	\$15,102,951.10
Total Tax Levy (1938 Estimated):		\$14,410,224.36
Local Purpose		
Local School Purposes	\$26,013,356.49	\$20,097,284.61
County Taxes	7,930,000.00	7,450,000.00
State School Taxes	5,112,094.20	5,112,094.20
Soldiers' Bonus Tax	2,683,411.66	2,683,411.66
	186,609.55	186,609.55
Total	\$41,925,471.90	\$35,529,400.02
Grand Totals	\$58,819,266.13	\$50,632,351.12

APPROPRIATIONS

BUDGET—DEPARTMENT OF PUBLIC WORKS

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Director's Office	\$ 39,345.00	\$ 38,380.00	\$ 38,369.66
Employment Bureau	10,000.00	28,000.00	37,774.53
Health Department	622,244.00	644,000.00	643,926.20
City Hospital	959,722.00	1,009,377.95	992,510.65
City Home	139,776.00	150,000.00	148,731.81
Public Baths	168,136.00	170,000.00	169,865.58
Ivy Hill Power Plant	90,856.00	94,000.00	93,680.11
Convalescent Hospital	86,523.00	94,489.50	87,654.06
Public Outings	1,200.00	17,662.43	17,604.61
Alms House	128,056.00	138,600.00	137,575.54
Outdoor Poor	47,665.00	18,000.00	17,052.81
Emergency Relief (Administration)	575,000.00	706,000.00	700,716.49
Rental of Beds in Institutions	17,250.00	17,250.00	17,250.00
Public Band Concerts	8,000.00	5,238.00	5,238.00
Holiday Celebration	9,700.00	6,413.71	6,413.71
Emergency Relief 1938	600,000.00	.....	.....
W. P. A. Project	36,000.00	.....	.....
Total Department Public Works	\$ 3,539,473.00	\$ 3,137,411.59	\$ 3,104,363.94

BUDGET—DEPARTMENT OF REVENUE AND FINANCE

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Director's Office	\$ 35,135.00	\$ 28,120.00	\$ 28,120.00
Comptroller's Office	89,440.00	91,407.00	91,399.83
Auditor's Office	52,680.00	53,130.00	53,130.00

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Treasurer's Office	29,350.00	19,475.00	19,475.00
Tax Board	204,190.00	235,770.00	235,770.00
Tax Receiver's Office	60,608.00	65,375.00	65,375.00
Arrears of Personal Taxes	45,080.00	50,930.00	50,930.00
Commissioners Assessments—			
Local Improvements	34,480.00	25,630.00	25,626.94
Tax Revaluation	37,700.00	27,500.00	27,500.00
Tax Installment Bureau	10,850.00	9,100.00	9,100.00
Foreclosure Costs	35,000.00	.....	.....
Advertising Tax Sale	15,000.00	5,200.00	5,200.00
W. P. A. Project	30,000.00	.....	.....
Total Department Revenue and Finance	\$ 679,513.00	\$ 611,637.00	\$ 611,626.77

BUDGET—DEPARTMENT OF PUBLIC SAFETY

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Director's Office	\$ 22,180.00	\$ 22,384.68	\$ 21,966.01
Police Division	3,463,511.39	3,455,934.00	3,485,934.00
Fire Division	2,124,376.44	2,180,500.00	2,176,874.30
License Division	23,750.00	25,950.00	25,873.07
Building Division	77,350.00	80,110.00	80,051.94
Electrical Division	50,360.00	53,799.32	53,635.18
Police Courts	56,000.00	49,250.00	49,228.61
Total Department Public Safety	\$ 5,817,527.83	\$ 5,897,928.00	\$ 5,893,563.17

BUDGET—DEPARTMENT OF PUBLIC AFFAIRS

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Mayor's Office	\$ 36,345.00	\$ 36,495.00	\$ 36,468.55
Bureau of Streets	225,000.00	291,678.00	291,678.00
Bureau of Sewers	113,297.00	117,185.00	117,142.55
Public Lighting	370,745.00	397,045.00	396,996.33
Street Cleaning	1,272,300.00	1,365,500.00	1,361,727.09
Sidewalks	5,900.00	6,120.00	6,120.00
Division of Surveys	82,070.00	83,476.00	83,274.04
Engineering Division	27,120.00	27,120.00	27,120.00
House Sewer Connections	12,000.00	35,280.00	34,615.97
Public Lighting—Special	4,300.00		
Total Department Public Affairs	\$ 2,149,077.00	\$ 2,359,899.00	\$ 2,355,142.53

BUDGET—DEPARTMENT OF PARKS AND PUBLIC PROPERTY

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Director's Office	\$ 24,570.00	\$ 29,000.00	\$ 27,424.13
Smoke Abatement	5,960.00	11,230.00	11,143.07
Public Building	353,207.00	417,784.00	414,044.46
Weights and Measures	22,840.00	39,420.00	39,406.51
Printing and Stationery	14,720.00	10,290.00	10,099.89
Shade Tree	166,450.00	192,323.00	191,269.74
Miscellaneous Advertising		2,900.00	2,895.39
Maintenance of Dog Pound	7,500.00	7,500.00	7,500.00
W. P. A. Projects	36,500.00		
Centre Market	8,410.00		
Total Department Parks and Public Property	\$ 640,167.00	\$ 710,447.00	\$ 703,783.71

BUDGET—NON-DEPARTMENTAL

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Law Department	\$ 100,200.00	\$ 91,500.00	\$ 91,496.09
City Clerk's Office	90,115.00	83,500.00	83,496.19
District Courts	58,994.99	56,880.00	56,715.84
Elections	35,000.00	41,777.60	41,641.91
Sinking Fund Commission	5,400.00	5,344.72	5,344.72
Board of Adjustment	16,813.00	11,940.00	11,777.97
Central Purchase	58,855.00	57,000.00	56,907.87
Free Library	563,500.00	563,500.00	563,500.00
Newark Museum	122,500.00	110,000.00	110,000.00
Newark Technical School	69,250.00	65,000.00	65,000.00
City Sundries	41,500.00	25,900.00	25,343.60
Passaic Valley Sewer Maintenance	367,157.94	369,684.12	369,684.12
Municipal Election .....	.....	60,976.45	60,976.45
Care and Relief of Indigent Children	3,000.00	3,000.00	2,999.96
Newark Labor Relations Board	15,000.00	1,490.28	1,477.35
Supreme Court Investigation	149,123.28	135,000.00	109,495.50
Legal Service Tax Certificate Cases .....	.....	10,700.00	10,700.00
Fiscal Agent—National State Bank	7,303.00	.....	.....
Industrial Commission	10,000.00	.....	.....
Total Non-Departmental	\$ 1,713,712.21	\$ 1,693,193.17	\$ 1,666,557.57
Contingent	\$ 25,000.00	\$ 35,000.00	\$ 18,519.44

BUDGET—PENSION FUNDS

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Fire and Police Pension Fund	\$ 459,292.54	\$ 410,000.00	\$ 410,000.00
Board of Works Pension Fund	34,396.33	29,998.49	29,998.49
Board of Health Pension Fund	17,493.15	16,253.07	16,253.07
Municipal Employees Pension Fund	33,649.15	30,847.79	30,847.79
Total Pension Funds	\$ 544,831.17	\$ 487,099.35	\$ 487,099.35

BUDGET—DEBT SERVICE

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Interest:			
General Bonds	\$ 3,626,442.91	\$ 3,749,858.41	\$ 3,749,858.41
School Bonds	770,610.50	793,958.00	793,958.00
Sinking Fund:			
General Bonds	208,822.85	206,595.15	206,595.15
School Bonds	98,399.25	100,626.95	100,626.95
To Redeem Bonds:			
General Bonds	3,869,100.37	3,442,250.00	3,442,250.00
School Bonds	431,000.00	401,000.00	401,000.00
General Interest:			
Temporary Loans	10,000.00	10,000.00	3,473.27
Bonds to Be Issued	8,000.00	.....	.....
Down Payment on Capital Improvements	56,000.00	110,000.00	110,000.00
City Railway	85,000.00	.....	.....
Port Newark Dredging	55,000.00	.....	.....
U. S. Army Base	100,000.00	100,000.00	100,000.00
Total Debt Service	\$ 9,318,375.88	\$ 8,914,258.51	\$ 8,907,761.77

BUDGET—DEFICITS AND STATUTORY EXPENDITURES

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Reserve for Uncollected Local Improvement Assessments	\$	\$ 71,319.87	.....
Deficit—Operation Water Department .....	.....	8,792.86	\$ 8,792.86
Discount on Taxes	51,457.83	63,706.22	63,706.22
Supreme Court Investigation .....	.....	1,500.00	1,500.00
Legal Services, Tax Certificate Cases .....	.....	10,000.00	10,000.00
Emergency Appropriation, Street Cleaning .....	.....	60,000.00	60,000.00
Newark Airport Operating Deficit, 1936 .....	.....	218,780.35	218,780.35
Water Department—Cash Deficit .....	.....	573,123.55	573,123.55
Appraising P. S. Corp. Re Gross Receipts Tax .....	.....	35,000.00	35,000.00
Appraising Property—Tax Board .....	.....	71,999.80	71,999.80
Legal Incidentals—Tax Appeals Cases .....	.....	7,500.00	7,500.00
Assessment Deficiency Sewers .....	.....	11,621.16	11,621.16
Assessments Cancelled .....	.....	1,140.17	1,140.17
Dock Department Deficit, 1937	13,912.25	.....	.....
Emergency Appropriations	1,111,234.05	.....	1,111,234.05
Assessment Deficiency—Openings	183,298.00	.....	.....
Deficit of Surplus Revenue Cash Appropriated in 1937	244,496.78	.....	.....
Overexpenditure of Appropriation Reserve	6,017.47	.....	.....
Overexpenditure—Water Department, 1937	30,246.85	.....	.....
Expenditures Without Appropriation:			
Maintenance Foreclosed Property	1,600.87	.....	1,600.87
Centre Market	3,728.75	.....	3,728.75
Payroll Judgment	2,836.56	.....	2,836.56
1936 Emergency Relief	300,000.00	.....	.....
1937 Emergency Relief	700,000.00	.....	700,000.00
Farmers Market Deficit, 1937	775.20	.....	.....
Overexpenditure—Capital—Prior Year	10,231.19	.....	.....
Due to Current Account from Capital Account	674,666.00	.....	.....
Deficit, Newark Airport, 1938	40,000.00	80,000.00	.....

	1938	1937	Reserved 1937
	Amt. Appro.	Amt. Appro.	Expended c
Deficit, Newark Airport, 1935	61,896.96		
Capital Overexpenditure, 1937	6,919.67		
Unappropriated Capital Costs	2,022,029.14		
Alteration of Power House—Unfunded	58,686.33		
Expended in Connection with Sale of Foreclosed Property	12.80		
Unpaid 1937 Salaries	6,927.42		
Cash Deficit, 1937	1,880,265.69		
Total Deficits and Statutory Expenditures	\$ 7,411,239.81	\$ 1,214,483.98	\$ 2,882,564.34
Judgments	\$ 67,000.00	\$ 28,404.05	\$ 28,404.05

ITEMS TO BE TRANSFERRED TO OTHER DEPARTMENTS

	Amount	Amount	Amount
	Appro. 1938	Appro. 1937	Expended 1937
Bureau of Motors	\$ 313,900.00	\$ 340,000.00	\$ 313,940.67
Included in Other Departments	313,900.00	340,000.00	313,940.67
Printing and Stationery	44,800.00	49,000.00	44,868.19
Included in Other Departments	44,800.00	49,000.00	44,868.19

DEDICATED REVENUE

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Newark Airport	\$ 180,414.54	\$ 86,356.97	\$ 78,519.72
Deficit General Budget	40,000.00	80,000.00	80,278.60
	220,414.54	166,356.97	158,798.32
Bureau of Water	2,525,672.66	2,659,027.51	2,525,672.66
Municipal Farmers' Market	21,200.00	25,633.00	21,995.20
Bureau of Docks	119,900.00	116,903.56	133,565.49
Outdoor Poor	9,500.00	.....	13,407.74
Bureau of Streets	108,200.00	50,000.00	108,247.64
Pureau of Street Cleaning	14,200.00	16,000.00	14,292.58
House Sewer Connections	20,500.00	25,000.00	27,056.27
Weights and Measures	2,382.50	.....	.....

APPROPRIATIONS FOR DEDICATED REVENUE PURPOSES

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Newark Airport	\$ 220,414.54	\$ 166,350.97	\$ 158,798.32
Bureau of Water	2,525,672.66	2,584,120.00	2,597,983.73

	Appropriated 1938	1937	Actual-Receipt 1937
To General Budget Revenue .....	.....	74,907.51	.....
	2,525,672.66	2,659,027.51	2,597,983.
Outdoor Poor	9,500.00	.....	13,407.
Municipal Farmers' Market	12,000.00	.....	.....
To General Budget Revenue	9,200.00	.....	.....
	21-200.00	75,633.00	21,220.00
Bureau of Docks	96,300.00	.....	.....
To General Budget Revenue	23,600.00	.....	.....
	119,900.00	116,903.56	119,934.88
Outdoor Poor	9,500.00	.....	13,407.74
Bureau of Streets	108,200.00	50,000.00	108,247.64
Bureau of Street Cleaning	14,200.00	16,000.00	14,292.58
House Sewer Connections	20,500.00	25,000.00	27,056.27
Weights and Measures	2,382.50	.....	.....

RECAPITULATION

	Amt. Appro. 1938	Amt. Appro. 1937	Expended & Reserved 1937
Department of Public Works	\$ 3,539,473.00	\$ 3,137,411.59	\$ 3,104,363.84
Department of Revenue and Finance	679,513.00	611,637.09	611,626.77
Department of Public Safety	5,817,527.83	5,897,928.00	5,893,563.17
Department of Public Affairs	2,149,077.00	2,359,899.00	2,355,142.53
Department of Parks and Public Property	640,157.00	710,447.00	703,783.71
Non-Departmental	1,713,712.21	1,693,193.17	1,666,557.57
Contingent	25,000.00	35,000.00	18,519.44
Pension Funds	544,831.17	487,099.35	487,099.35
Debt Service	9,318,375.88	8,914,288.51	8,907,761.78
Deficits and Statutory Expenditures	7,411,239.81	1,214,483.98	2,882,564.34
Judgments	67,000.00	28,404.05	28,404.05
Local School Taxes	7,930,000.00	7,450,000.00	7,450,000.00
County Taxes (1938 Estimate)	5,112,094.20	5,112,094.20	5,112,094.20
State School Taxes (1938 Estimate)	2,683,411.66	2,683,411.66	2,683,411.66
Soldiers Bonus Tax (1938 Estimate)	186,609.55	186,609.55	186,609.55
Utilities and Enterprises .....	.....	3,402.00	3,402.00
Emergencies Authorized not included above:			
City Railway .....	.....	105,000.00	.....
Emergency Relief .....	.....	700,000.00	.....
TOTALS	\$47,818,022.31	\$41,330,309.06	\$42,094,903.96
Reserve for Uncollected Taxes	11,001,243.82	9,302,042.06	9,302,042.06
GRAND TOTALS	\$58,819,266.13	\$50,632,351.12	\$51,396,946.02

NOTE: In accordance with the regulations prescribed by the state auditor, the "Appropriated for 1937" figures shown in this notice indicate the condition of the various 1937 Appropriation Accounts after transfers.

AND BE IT FURTHER RESOLVED, that a meeting of the Board of Commissioners and a public hearing on the amendments to the budget will be held at the City Hall, Newark, New Jersey, on Monday, May 9, 1938, at 12:00 o'clock Noon (Daylight Saving Time), at which time and place objections to the amendments to said budget for the year 1938, may be presented by any taxpayer of The City of Newark, and at which time and place there will be presented for approval the amendments and changes in the budget, and the budget in its final form presented for final approval and adoption.

M. ELLENSTEIN,

M. P. DUFFY,

PEARCE R. FRANKLIN,

VINCENT J. MURPHY,

The Board of Commissioners of the City of Newark.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: I move we adjourn to Monday, May 9th, 1938, at twelve o'clock noon, Daylight Saving Time.

Commissioner Duffy: I second the motion.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN,
PEARCE R. FRANKLIN,
M. P. DUFFY,
VINCENT J. MURPHY.

The Board of Commissioners of
the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., May 9, 1938.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 12 o'clock, noon, Daylight Saving Time.

Present: Commissioners Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioners Byrne, Duffy.

The City Clerk announced he had stationed a Clerk at the Commission

Chambers notifying anybody who appears there that the hearing is being held in the Mayor's Office.

Deputy City Clerk made the announcement in the corridor that the hearing on the Budget was being held in the Mayor's Office.

Mayor Ellenstein: This meeting is called to approve the revised Budget as advertised in the newspapers in accordance with the law and a public hearing, of course.

The Clerk then read the revised Budget as follows:

STATEMENT
(REQUIRED BY SECTION 202)

	1938	1937	1936
State School Tax Estimate for 1938	\$ 2,683,411.66	\$ 2,683,411.66	\$ 2,688,079.21
State Soldiers' Bonus, Estimate for 1938	186,009.55	186,609.55	165,636.97
County Tax Estimate for 1938	5,112,694.20	5,112,094.20	4,592,606.50
District School Tax Estimate for 1938	7,930,000.00	7,450,000.00	6,570,000.00
Local Purpose Tax	26,016,745.87	20,097,284.61	21,026,830.23
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	\$41,928,861.28	\$35,529,400.02	\$35,043,152.91

RESOURCES:

	Anticipated 1938	1937	Realized in cash 1937
GENERAL REVENUES:			
Surplus Revenue Cash Appropriated	\$ 2,079,317.14	\$ 2,079,317.14
Surplus Revenue Non-Cash Appropriated	\$ 2,221,809.83	\$ 286,902.93	\$ 286,902.93
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MISCELLANEOUS REVENUE ESTIMATED:

	Anticipated		Realized
	1938	1937	in cash 1937
Gross Receipts Tax	\$ 700,000.00	\$ 464,652.77	\$ 1,295,288.65
5% Trolley Tax	50,000.00	90,000.00	83,489.35
Franchise Tax	600,000.00	593,000.00	1,482,112.76
Jitney Tax	199,400.00	155,000.00	199,446.86
General Licenses	113,600.00	115,000.00	113,692.54
Liquor Licenses	629,900.00	600,000.00	629,961.78
Interest on Taxes and Assess- ments	842,607.97	1,000,000.00	843,143.99
District Courts	41,700.00	39,000.00	41,750.86
Police Courts	76,900.00	64,000.00	76,940.35
Tax Title Searches	8,400.00	8,000.00	8,441.00
Tax Sale Costs	18,200.00	37,000.00	18,233.66
Construction and Alteration of Buildings	36,300.00	38,000.00	36,368.18
Bureau of Health	31,100.00	50,000.00	31,105.10
City Clerk's Fees	5,600.00	5,000.00	5,687.00
Public Library Fees	19,800.00	19,000.00	19,834.58
Public Sewer Connections	1,300.00	1,500.00	1,370.00
Bureau of Baths	22,500.00	20,000.00	22,505.06
Fire Department	17,700.00	15,000.00	17,737.00
Market Plaza Lease	75,000.00	75,000.00	75,000.00
Market Plaza Parking Space....	22,100.00	19,000.00	22,100.00
Parking Space—Rear City Hall	2,000.00	1,800.00	2,067.50
Market Rent	14,100.00	6,000.00	14,142.18
Rents—Miscellaneous City Buildings and Grounds	10,500.00	12,000.00	10,547.45
Bill Board Tax	1,500.00	1,000.00	1,598.21
City Hospital	32,800.00	49,377.95	32,887.42
Convalescent Hospital	1,100.00	7,989.50	1,163.36
Public Outings	200.00	264.14	264.14
Bureau of Streets .....	.....	50,000.00	108,247.64
Bureau of Street Cleaning .....	.....	16,000.00	14,292.58
House Sewer Connections .....	.....	25,000.00	27,056.27
Shade Trees	700.00	1,400.00	769.03
Passaic Valley Sewer Main- tenance	31,615.92	30,867.24	31,615.92
Rent Army Base	25,000.00	100,000.00	25,000.00
Rents—City Railway	15,000.00	30,000.00	15,000.00
Public Service (Salary Light- ing Inspection)	1,500.00	1,500.00	1,500.00
Green & Franklin St. Property	3,400.00	3,402.00	3,425.00
Excess from Dedicated Revenues:			
Bureau of Docks	23,600.00	.....	.....
Municipal Farmers' Market	9,200.00	.....	.....
TOTAL MISCELLANEOUS REVENUES	\$ 3,684,328.89	\$ 3,744,753.60	\$ 5,313,785.42

SPECIAL REVENUES—ALLOWED BY STATE AUDITOR

	Anticipated		Realized
	1938	1937	in cash 1937
Proceeds from Sale of City Property	\$ 80,041.66	.....	.....
Capital Account—Cash Surplus	36,919.22	.....	.....
Capital Account — Non-Cash Surplus	2,022,029.14	.....	.....
Reserve Released by 1938 Appropriation	674,666.00	.....	.....
Gas Tax Refund	25,000.00	.....	.....
Public Lighting	4,375.00	.....	.....
Proceeds from Emergency Relief Bonds	1,606,000.00	.....	.....
Gross Receipt Tax .....	.....	153,323.65	153,323.65
Airport Surplus .....	.....	17,151.54	17,151.54
Rents:			
Army Base	75,000.00	.....	.....
City Railway	180,000.00	.....	.....
TOTAL — SPECIAL REVENUES ALLOWED BY STATE AUDITOR	\$ 4,704,031.02	\$ 170,475.19	\$ 170,475.19
Delinquent Tax Collections (1938 Estimated 41.71%)....	\$ 5,427,523.13	\$ 6,582,468.20	\$ 5,659,734.07
Tax Title Liens Collections (1938 Estimated 21.99%)..	856,106.36	1,052,892.48	900,009.61
TOTALS	\$ 6,283,629.49	\$ 7,635,360.68	\$ 6,559,743.68
Emergency Revenues .....	.....	\$ 1,111,234.05	.....
Bureau of Water—Excess Revenue .....	.....	\$ 74,907.51	.....
TOTAL OF ABOVE RESOURCES	\$16,893,794.23	\$15,102,951.10	\$14,410,224.36
Total Tax Levy (1938 Estimated):			
Local Purpose	\$26,116,745.87	\$20,097,284.61	.....
Local School Purpose	7,930,000.00	7,450,000.00	.....
County Taxes	5,112,094.20	5,112,094.20	.....
State School Taxes	2,683,411.66	2,683,411.66	.....
Soldiers' Bonus Tax	186,609.55	186,609.55	.....
TOTAL	\$41,928,861.23	\$35,529,400.02	.....
GRAND TOTALS	\$58,822,655.51	\$50,632,351.12	.....

APPROPRIATIONS

BUDGET—DEPARTMENT OF PUBLIC WORKS

	Amount Appropriated		Expended and
	1938	1937	Reserved 1937
Director's Office	\$ 41,845.00	\$ 38,380.00	\$ 38,369.66
Employment Bureau	10,000.00	28,000.00	27,774.58
Health Department	622,244.00	644,000.00	643,926.20
City Hospital	959,722.00	1,009,377.95	992,510.65
City Home	139,776.00	150,000.00	148,731.84
Public Baths	168,136.00	170,000.00	169,865.58
Ivy Hill Power Plant	90,856.00	94,000.00	93,680.11
Convalescent Hospital	86,523.00	94,489.50	87,654.06
Public Outings	1,200.00	17,662.43	17,604.61
Alms House	128,056.00	138,600.00	137,575.54
Outdoor Poor	47,665.00	18,000.00	17,052.81
Emergency Relief (Administra- tion)	575,000.00	706,000.00	700,716.49
Rental of Beds in Institutions	17,250.00	17,250.00	17,250.00
Public Band Concerts	8,000.00	5,238.00	5,238.00
Holiday Celebration	9,700.00	6,413.71	6,413.71
Emergency Relief 1938	600,000.00	.....	.....
W. P. A. Project	36,000.00	.....	.....
TOTAL — DEPARTMENT OF PUBLIC WORKS	\$ 3,541,973.00	\$ 3,137,411.59	\$ 3,104,363.84

BUDGET—DEPARTMENT OF REVENUE AND FINANCE

	Amount Appropriated		Expended and
	1938	1937	Reserved 1937
Director's Office	\$ 35,135.00	\$ 28,120.00	\$ 28,120.00
Comptroller's Office	89,440.00	91,407.00	91,399.83
Auditor's Office	52,680.00	53,130.00	53,130.00
Treasurer's Office	29,350.00	19,475.00	19,475.00
Tax Board	204,190.00	235,770.00	235,770.00
Tax Receiver's Office	60,608.00	65,375.00	65,375.00
Arrears of Personal Taxes	45,080.00	50,930.00	50,930.00
Commissioners Assessments — Local Improvements	34,480.00	25,630.00	25,626.94
Tax Revaluation	37,700.00	27,500.00	27,500.00
Tax Installment Bureau	10,850.00	9,100.00	9,100.00
Foreclosure Costs	35,000.00	.....	.....
Advertising Tax Sale	15,000.00	5,200.00	5,200.00
W. P. A. Project	30,000.00	.....	.....
TOTAL — DEPARTMENT OF REVENUE AND FIN- ANCE	\$ 679,513.00	\$ 611,637.00	\$ 611,626.77

BUDGET—DEPARTMENT OF PUBLIC SAFETY

	Amount Appropriated		Expended and Reserved
	1938	1937	1937
Director's Office	\$ 22,180.00	\$ 22,384.68	\$ 21,966.01
Police Division	3,463,511.39	3,485,934.00	3,485,934.00
Fire Division	2,124,376.44	2,180,500.00	2,176,874.36
License Division	23,750.00	25,950.00	25,873.07
Building Division	77,350.00	80,110.00	80,051.94
Electrical Division	50,360.00	53,799.32	53,635.18
Police Courts	56,000.00	49,250.00	49,228.61
TOTAL — DEPARTMENT PUBLIC SAFETY	\$ 5,817,527.83	\$ 5,897,928.00	\$ 5,893,563.17

BUDGET—DEPARTMENT OF PUBLIC AFFAIRS

	Amount Appropriated		Expended and Reserved
	1938	1937	1937
Mayor's Office	\$ 36,345.00	\$ 36,495.00	\$ 36,468.55
Bureau of Streets	225,000.00	291,678.00	291,678.00
Bureau of Sewers	113,297.00	117,185.00	117,142.55
Public Lighting	370,745.00	397,045.00	396,996.33
Street Cleaning	1,272,300.00	1,365,500.00	1,361,727.09
Sidewalks	5,900.00	6,120.00	6,120.00
Division of Surveys	82,070.00	83,476.00	83,274.04
Engineering Division	27,120.00	27,120.00	27,120.00
House Sewer Connections	12,000.00	35,280.00	34,615.97
Public Lighting—Special	4,300.00	.....	.....
TOTAL — DEPARTMENT PUBLIC AFFAIRS	\$ 2,149,077.00	\$ 2,359,899.00	\$ 2,355,142.53

BUDGET—DEPARTMENT OF PARKS AND PUBLIC PROPERTY

	Amount Appropriated		Expended and Reserved
	1938	1937	1937
Director's Office	\$ 24,570.00	\$ 29,000.00	\$ 27,424.13
Smoke Abatement	5,960.00	11,230.00	11,143.07
Public Building	353,207.00	417,734.00	414,044.48
Weights and Measures	22,840.00	39,420.00	39,406.51
Printing and Stationery	14,720.00	10,290.00	10,099.89
Shade Tree	166,450.00	192,323.00	191,269.74
Miscellaneous Advertising .....	.....	2,900.00	2,895.89
Maintenance of Dog Pound	7,500.00	7,500.00	7,500.00
W. P. A. Projects	36,500.00	.....	.....
Centre Market	8,410.00	.....	.....
TOTAL — DEPARTMENT PARKS AND PUBLIC PROPERTY	\$ 640,157.00	\$ 710,447.00	\$ 703,783.71

BUDGET—NON-DEPARTMENTAL

	Amount Appropriated		Expended and Reserved
	1938	1937	1937
Law Department	\$ 100,200.00	\$ 91,500.00	\$ 91,496.09
City Clerk's Office	90,115.00	83,500.00	83,496.19
District Courts	58,994.99	56,880.00	56,715.84
Elections	35,000.00	41,777.60	41,641.91
Sinking Fund Commission	5,400.00	5,344.72	5,344.72
Board of Adjustment	16,813.00	11,940.00	11,777.97
Central Purchase	58,855.00	57,000.00	56,907.87
Free Library	563,500.00	563,500.00	563,500.00
Newark Museum	122,500.00	110,000.00	110,000.00
Newark Technical School	69,250.00	65,000.00	65,000.00
City Sundries	41,500.00	25,900.00	25,343.60
Passaic Valley Sewer Main- tenances	367,157.94	369,684.12	369,684.12
Municipal Election .....	.....	60,976.45	60,976.45
Care and Relief of Indigent Children	3,000.00	3,000.00	2,999.96
Newark Labor Relations Board	15,000.00	1,490.28	1,477.35
Supreme Court Investigation....	149,123.28	135,000.00	109,495.50
Legal Services Tax Certificate Cases .....	.....	10,700.00	10,700.00
Fiscal Agent — National State Bank	7,303.00	.....	.....
Industrial Commission	10,000.00	.....	.....
TOTAL — NON- DEPART- MENTAL	\$ 1,713,712.21	\$ 1,693,193.17	\$ 1,666,557.57
CONTINGENT	\$ 25,000.00	\$ 35,000.00	\$ 18,519.44

BUDGET—PENSION FUNDS:

	Amount Appropriated		Expended and Reserved
	1938	1937	1937
Fire and Police Pension Fund \$	459,292.54	\$ 410,000.00	\$ 410,000.00
Board of Works Pension Fund	34,396.33	29,998.49	29,998.49
Board of Health Pension Fund	17,493.15	16,253.07	16,253.07
Municipal Employees Pension Fund	33,649.15	30,847.79	30,847.79
TOTAL PENSION FUNDS..	\$ 544,831.17	\$ 487,099.35	\$ 487,099.35

BUDGET—DEBT SERVICE

	Amount Appropriated		Expended and
	1938	1937	Reserved
			1937
Interest:			
General Bonds	\$ 3,626,442.91	\$ 3,749,858.41	\$ 3,749,858.41
School Bonds	770,610.50	793,958.00	793,958.00
Sinking Fund:			
General Bonds	208,822.85	206,595.15	206,595.15
School Bonds	98,399.25	100,626.95	100,626.95
To Redeem Bonds:			
General Bonds	3,869,100.37	3,442,250.00	3,442,250.00
School Bonds	431,000.00	401,000.00	401,000.00
General Interest:			
Temporary Loans	10,000.00	10,000.00	3,473.27
Bonds to be Issued	8,000.00	.....	.....
Down Payment on Capital Im-			
provements	56,000.00	110,000.00	110,000.00
City Railway	85,000.00
Port Newark Dredging	55,000.00
U. S. Army Base	100,000.00	100,000.00	100,000.00
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TOTAL DEBT SERVICE	\$ 9,318,375.88	\$ 8,914,288.51	\$ 8,907,761.78

BUDGET—DEFICITS AND STATUTORY EXPENDITURES

	Amount Appropriated 1938	1937	Expended and Reserved 1937
Reserve for Uncollected Local Improvement Assessments		\$ 71,319.87	.....
Deficit — Operation Water De- partment		8,792.86	\$ 8,792.86
Discount on Taxes	\$ 51,457.83	63,706.22	63,706.22
Supreme Court Investigation.. ..		1,500.00	1,500.00
Legal Service, Tax Certificate Cases		10,000.00	10,000.00
Emergency Appropriation, Street Cleaning		60,000.00	60,000.00
Newark Airport Operating Deficit, 1936		218,780.35	218,780.35
Water Department — Cash Deficit		573,123.55	573,123.55
Appraising P. S. Corp. Re. Gross Receipts Tax		35,000.00	35,000.00
Appraising Property — Tax Board		71,999.80	71,999.80
Legal Incidentals—Tax Appeal Cases		7,500.00	7,500.00
Assessment Deficiency Sewers		11,621.16	11,621.16
Assessments Cancelled		1,140.17	1,140.17
Dock Department Deficit, 1937	13,912.25	.....	.....
Emergency Appropriation	1,111,234.05	.....	1,111,234.05
Assessment Deficiency— Openings	183,298.00	.....	.....
Deficit of Surplus Revenue Cash Appropriated in 1937	244,496.78	.....	.....
Overexpenditure of Appropria- tion Reserve	6,017.47	.....	.....
Overexpenditure — Water De- partment, 1937	30,246.85	.....	.....

	Amount Appropriated		Expended and
	1938	1937	Reserved
			1937
Expenditures without Appropriation:			
Maintenance Foreclosed Property	1,600.87	.....	1,600.87
Centre Market	3,728.75	.....	3,728.75
Payroll Judgment	2,836.56	.....	2,836.56
1936 Emergency Relief	300,000.00	.....	.....
1937 Emergency Relief	700,000.00	.....	700,000.00
Farmers Market Deficit, 1937....	775.20	.....	.....
Overexpenditure — Capital			
—Prior Year	10,231.19	.....	.....
Due to Current Account from Capital Account	674,666.00	.....	.....
Deficit, Newark Airport, 1938	40,000.00	80,000.00	.....
Deficit, Newark Airport, 1935	61,896.96	.....	.....
Capital Overexpenditure, 1937	6,919.67	.....	.....
Unappropriated Capital Costs..	2,022,029.14	.....	.....
Alteration of Power House—			
Unfunded	58,686.33	.....	.....
Expended in Connection with Sale of Foreclosed Property	12.80	.....	.....
Unpaid 1937 Salaries	6,927.42	.....	.....
Cash Deficit, 1937	1,880,265.69	.....	.....
TOTAL DEFICITS AND STATUTORY EXPENDITURES	\$ 7,411,239.81	\$ 1,214,483.98	\$ 2,882,564.34
JUDGMENTS	\$ 67,000.00	\$ 28,404.05	\$ 28,404.05

DEDICATED REVENUES

	Amount Appropriated		Actual
	1938	1937	Receipts 1937
Newark Airport	\$ 180,414.54	\$ 86,356.97	\$ 158,798.32
Deficit General Budget	40,000.00	80,000.00	.....
	<u>\$ 220,414.54</u>	<u>\$ 166,356.97</u>	<u>\$ 158,798.32</u>
Bureau of Water	\$ 2,525,672.66	\$ 2,659,027.51	\$ 2,525,672.66
Municipal Farmer's Market	21,200.00	25,633.00	21,220.00
Bureau of Docks	\$ 119,900.00	\$ 116,903.56	\$ 119,934.88
Outdoor Poor	\$ 9,500.00	.....	\$ 13,407.74
Bureau of Streets	\$ 108,200.00	\$ 50,000.00	\$ 108,247.64
Bureau of Street Cleaning	\$ 14,200.00	\$ 16,000.00	\$ 14,292.58
House Sewer Connections	\$ 20,500.00	\$ 25,000.00	\$ 27,056.27
Weights and Measures	\$ 2,382.50	.....	.....
From Sinking Fund Commis- sion:			
For Retirement of Water Bonds	\$ 200,000.00	.....	.....
For Retirement of City Bonds	50,000.00	.....	.....
Totals	<u>\$ 250,000.00</u>	<u>.....</u>	<u>.....</u>
Bureau of Motors—From Other Departments	\$ 313,900.00	\$ 340,000.00	\$ 313,940.67
Printing and Stationery—From Other Departments	\$ 44,800.00	\$ 49,000.00	\$ 44,868.19

APPROPRIATIONS FOR DEDICATED REVENUE PURPOSES

	Amount Appropriated		Expended and
	1938	1937	Reserved
			1937
Newark Airport	\$ 220,414.54	\$ 166,356.97	\$ 158,519.72
Bureau of Water	\$ 2,525,672.66	\$ 2,584,120.00	\$ 2,597,983.73
To General Budget Revenue....	.....	74,907.51	.....
	\$ 2,525,672.66	\$ 2,659,027.51	\$ 2,597,983.73
Outdoor Poor	\$ 9,500.00	.....	\$ 13,407.74
Municipal Farmers' Market	\$ 12,000.00	.....	.....
To General Budget Revenue	9,200.00	.....	.....
	\$ 21,200.00	\$ 25,633.00	\$ 21,995.20
Bureau of Docks	\$ 96,300.00	.....	.....
To General Budget Revenue....	23,600.00	.....	.....
	\$ 119,900.00	\$ 116,903.56	\$ 133,565.49
Outdoor Poor	\$ 9,500.00	.....	\$ 13,407.74
Bureau of Streets	\$ 108,200.00	\$ 50,000.00	\$ 108,247.64
Bureau of Street Cleaning	\$ 14,200.00	\$ 16,000.00	\$ 14,292.58
House Sewer Connections	\$ 20,500.00	\$ 25,000.00	\$ 27,056.27
Weights and Measures	\$ 2,382.50	.....	.....
Retirement of Term Bonds:			
Water Department	\$ 200,000.00	.....	.....
City Bonds	50,000.00	.....	.....
	\$ 250,000.00	.....	.....
Bureau of Motors	\$ 313,900.00	\$ 340,000.00	\$ 313,940.67
Printing and Stationery	\$ 44,800.00	\$ 49,000.00	\$ 44,868.19

RECAPITULATION

	Amount Appropriated		Expended and
	1938	1937	Reserved
Department of Public Works....	\$ 3,541,973.00	\$ 3,137,411.59	\$ 3,104,363.84
Department of Revenue and Finance	679,513.00	611,637.00	611,626.77
Department of Public Safety....	5,817,527.83	5,897,928.00	5,893,563.17
Department of Public Affairs....	2,149,077.00	2,359,899.00	2,355.142.53
Department of Parks and Public Property	640,157.00	710,447.00	703,783.71
Non-Departmental	1,713,712.21	1,693,193.17	1,666,557.57
Contingent	25,000.00	35,000.00	18,519.44
Pension Funds	544,831.17	487,099.35	487.099.35
Debt Service	9,318,375.88	8,914,288.51	8,907,761.78
Deficits and Statutory Expenditures	7,411,239.81	1,214,483.98	2,882,564.34
Judgments	67,000.00	28,404.05	28,404.05
Local School Taxes	7,930,000.00	7,450,000.00	7,450,000.00
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State School Taxes (1938 Estimate)	2,683,411.66	2,683,411.66	2,683,411.66
Soldiers Bonus Tax (1938 Estimate)	186,609.55	186,609.55	186,609.55
Utilities and Enterprises .....	.....	3,402.00	3,402.00
Emergencies Authorized not included above:			
City Railway .....	.....	105,000.00	.....
Emergency Relief .....	.....	700,000.00	.....
Totals	\$47,820,522.31	\$41,330,309.06	\$42,094,903.96
Reserve for Uncollected Taxes	11,002,133.20	9,302,042.06	9,302,042.06
GRAND TOTALS	\$58,822,656.51	\$50,632,351.12	\$51,396,946.02

NOTE: In accordance with the regulations prescribed by the state auditor, the "Appropriated for 1937" figures shown in this notice indicate the condition of the various 1937 Appropriation Accounts after transfers.

Mayor Ellenstein: Is there any person who desires to be heard on this revised budget?

Mr. Max Littman appeared and asked what the tax rate would be, and urged that the \$22,000,000 in hidden assessments of foreign corporations be placed in the budget in order to reduce the rate.

Mayor Ellenstein: Director Murphy estimates it will be \$4.71, but that does not take into consideration the \$22,000,000 that the County Board is now considering placing on the tax roll. We feel the entire \$22,000,000 should go into the tax roll. It is a proper assessment in accordance with the law; it is valid and legal in every respect. We are hopeful that it will be put in the tax rolls, and the County Board is now taking the matter up with the Attorney General's Office.

Is there any other person who desires to be heard on the Budget? Hearing none, I will entertain a motion that the Budget be approved in the revised form.

Commissioner Murphy: In order to present this to State Auditor Darby, Mr. Mayor, I move that the budget be approved for presentation to State Auditor Darby this afternoon in its revised form.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Is there any other business?

In order to get as rapid action as possible on the adoption of the budget, it seems to be we should adjourn tentatively to tomorrow in the hope that State Auditor Darby may approve the budget, which would permit the City Commission to then adopt. I will entertain a motion that the meeting be adjourned to tomorrow at eleven o'clock.

Commissioner Murphy: I so move you.

Commissioner Franklin: I second the motion.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.,
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., May 10, 1938.

An Adjourned meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Mayor's Office, City Hall, Newark, at 11 A. M., Day-light Saving Time.

Present: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Byrne.

Mayor Ellenstein: This is an adjourned meeting on the approval of the Budget, and there is a resolution that the Clerk will read:

Mayor Ellenstein offered the following resolution:

WHEREAS, The Board of Commissioners, by resolution of April 28, 1938, did alter and amend the Newark Airport (Department of Public Affairs) item for anticipated deficit from \$80,000.00 to \$40,000.00; and,

WHEREAS, by virtue thereof the said Board anticipates an increase in revenue from the Newark Airport in the sum of \$40,000.00, and has altered and amended the said anticipated revenue increase from the original anticipated revenue item of \$140,414.54 to \$180,414.54, for the 1938 Budget, all of which is anticipated as follows:

Leases and Field Operations	\$140,414.54
Balance due from Eastern Aeronautical to January 1st, 1938	13,302.03
Balance due from Newark Air Service to January 1, 1938	10,140.33
Six months rental new hangar	15,000.00
Profit from operation of administration building	1,557.64

The first budget item consisted of the anticipated revenue from Leases and Field operations.

The additional \$40,000.00 is from the last four items in the foregoing statement.

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the consent of the State Auditor is hereby requested for the inclusion as additional revenue on account of the following item:

Dedicated Revenues:

Newark Airport\$40,000.00

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: I move we adjourn until the regular meeting tomorrow.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN,
PEARCE R. FRANKLIN,
M. P. DUFFY,
VINCENT J. MURPHY,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., May 11, 1938

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Day-light Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meetings.

Commissioner Franklin: I move we dispense with reading the minutes of the regular meeting of May 4, 1938, and the adjourned meetings of May 6, 9, and 10, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing compensation for the members of the Board of Adjustment of the City of Newark, under the provisions of Chapter 274, of the Laws of 1928, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move it be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Or-

dinance providing for the issuance of bonds of The City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move it be laid over for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Seven Thousand, Eight Hundred Ninety-two Dollars and Eighty Cents (\$7,892.80) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$7,892.80

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Four Hundred Eighty-nine Dollars and Ninety-five Cents (\$1,489.95) be and the same is hereby appropriated to persons named on

the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 301.51
Auditor's Office	12.50
Treasurer's Office	7.00
Deputy Tax Collectors	3.00
Reserve for Overpayments	
Comptroller's Office	593.80
1938 Taxes	372.14
Contingent	200.00
	<hr/>
	\$ 1,489.95

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty Thousand, One Hundred Twenty-eight Dollars and Twenty-seven Cents (\$30,128.27) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Police Courts	1,048.32
Traffic Signal System	438.75
Fire Division	7,535.78
Building Division	209.61
Electrical Division	117.16
Police Division	20,763.65
	<hr/>
	\$30,128.27

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Four Thousand, One Hundred Ninety-Five Dollars and Eighty-one Cents (\$4,195.81) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	\$ 3,762.67
Street Construction	161.50
Sewer Construction	184.89
Sewer Construction	86.75
	<hr/>
	\$ 4,195.81

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Fifty-eight Dollars and Thirty-two Cents (\$458.32) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Supplementary payroll from Dec. 1 to Dec. 31, 1937:
Bureau of Water\$458.32

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

Bureau of Sewers	960.06
House Sewer Connections	243.70
Bureau of Street Cleaning	17,344.60
Bureau of Water	9,352.37
	<hr/>
	\$ 35,769.29

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Twenty-five Dollars (\$125.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Newark Airport\$125.00

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand, Seven Hundred Sixty-nine Dollars and Twenty-nine Cents (\$35,769.29) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payrolls,
period ending May 4th, 1938:

Newark Airport	\$ 2,867.85
Bureau of Motors	2,683.80
Bureau of Streets	2,316.91

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eighty-six Thousand Eight Hundred Twenty-two Dollars and Thirty-five Cents (\$86,822.35) be and the same is hereby appropriated to the persons named, on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Direct \$86,822.35

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Eleven Dollars and Forty cents (\$911.40) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Admin-
istration\$911.40

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the
following resolutions:

RESOLVED: That the sum of
Twelve Thousand, Seven Hundred
Two Dollars and Six Cents (\$12,-
702.06) be and the same is hereby
appropriated to the persons named on
the annexed certified list, same being
the bills and claims of the Depart-
ment of Parks and Public Property
as follows:

Printing and Stationery....\$	2,111.92
Public Buildings	6,099.08
Maintenance of Dog Pound	625.00
Miscellaneous Advertising	
Printing and Stationery	108.24
Municipal Farmers'	
Market	71.26
W. P. A. Project	
No. 1435-7	65.97
W. P. A. Project	
No. 1485-7	191.10
W. P. A. Project	
No. 1546-7	116.15
W. P. A. Project	
No. 2191-7	183.28
Shade Tree	981.81
Bureau of Docks	150.00
Centre Market	1,892.20
Director's Office	8.00
Green & Franklin Street	
Property	38.00
Weights and Measures	60.05
	<hr/>
	\$12,702.06

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Four Thousand, Three Hundred
Seventy-eight Dollars and Thirty
Cents (\$4,378.30) be and the same is
hereby appropriated to the City
Treasurer, same being the weekly
payrolls of the Department of Parks
and Public Property for weeks end-
ing May 4th and May 7th, 1938,
inclusive, as follows:

Shade Tree	\$ 2,265.60
Bureau of Docks	794.70
Public Buildings	1,318.00
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	\$ 4,378.30

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolutions:

RESOLVED: That the sum of
Seven Thousand Eight Hundred Sev-
enty-five Dollars and Sixty-six Cents
(\$7,875.66) be and the same is here-
by appropriated to the persons nam-
ed on annexed certified lists, being
the bills and claims of the Depart-
ment of Public Works, as follows:

Emergency Relief—Admin-
istration\$7,875.66

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand, Three Hundred Twenty-eight Dollars and Forty-two Cents (\$6,328.42) be and the same is hereby appropriated to the persons named, on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Alms House	\$ 6,200.67
Director's Office	67.75
Public Outing	60.00
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	\$ 6,328.42

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Hundred Two Dollars and Fifty-nine Cents (\$102.59) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bill and claim of the Department of Inter-Departmental Department, as follows:

Department of Central
Purchase\$ 102.59

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Twenty-eight Dollars and Four Cents (\$428.04) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Inter-Departmental Department as follows:

City Clerk	.....\$149.15
Law Department152.95
Central Purchase95.18
City Sundries (Court Costs)30.76
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	\$428.04

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

BE IT RESOLVED By the Board of Commissioners of the City of Newark that the following named Assistant Superintendents in the Bureau of Weights and Measures, Department

of Parks and Public Property, be and they are hereby granted a three months' leave of absence, without pay effective May 8th, 1938: Jerome Nussbaum, John J. McGrath, Robert F. Lyons and Edward F. Murphy. Said leave of absence has been granted at the request of these employees.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Not Voting: Commissioners Franklin, Murphy.

BE IT RESOLVED By the Board of Commissioners of the City of Newark that Harry A. Corbally, Clerk in the Bureau of Weights and Measures, Department of Parks and Public Property, be and he is hereby transferred to the position of Clerk in the Shade Tree Bureau in the Department of Parks and Public Property, at a salary of \$2,760.00 per annum. Said transfer effective May 1st, 1938.

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED By the Board of Commissioners of the City of Newark, that Resolution No. 2404-F, adopted by this Board of Commissioners on April 28th, 1938, discharging Ben Krusch from the po-

sition of Foreman-Plasterer-Mason in the Bureau of Public Buildings, Department of Parks and Public Property, be and the same is hereby corrected to read as follows:

"BE IT RESOLVED By the Board of Commissioners of The City of Newark that the position of Foreman-Plasterer-Mason in the Bureau of Public Buildings, Department of Parks and Public Property be and the same is hereby abolished; and

BE IT FURTHER RESOLVED That Ben Krusch, who has been employed in the position of Foreman-Plasterer-Mason in the Bureau of Public Buildings, Department of Parks and Public Property be and he hereby assumes his former position in the said Bureau of Public Buildings. This resolution shall take effect April 16th, 1938.

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Not Voting: Mayor Ellenstein.

BE IT RESOLVED By the Board of Commissioners of the City of Newark that Resolution No. 2401, discharging Arthur Cranston from the position of Foreman-Painting Division in the Bureau of Public Buildings, Department of Parks and Public Property, be and the same is hereby corrected to read as follows:

"BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the position of Foreman-Painting Division in the Bureau of Public Buildings, Department of

Parks and Public Property, be and the same is hereby abolished; and

BE IT FURTHER RESOLVED, That Arthur Cranston, who has been employed in the position of Foreman-Painting Division in the Bureau of Public Buildings, Department of Parks and Public Property, be and he hereby assumes his former position of Painter in the said Bureau of Public Buildings. This resolution shall take effect April 16th, 1938."

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Not Voting: Mayor Ellenstein.

BE IT RESOLVED By the Board of Commissioners of the City of Newark that Resolution No. 2403, adopted by this Board of Commissioners on April 28th, 1938, discharging James H. Kelly from the position of Carpenter-Foreman in the Bureau of Public Buildings, Department of Parks and Public Property, be and the same is hereby corrected to read as follows:

"BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the position of Carpenter-Foreman in the Bureau of Public Buildings, Department of Parks and Public Property be and the same is hereby abolished; and

BE IT FURTHER RESOLVED That James H. Kelly, who has been employed in the position of Carpenter-Foreman in the Bureau of Parks and Public Property, be and he hereby assumes his former position

of Carpenter in the said Bureau of Public Buildings. This resolution shall take effect April 16th, 1938."

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Not Voting: Mayor Ellenstein.

BE IT RESOLVED By the Board of Commissioners of the City of Newark that Resolution No. 2402, adopted by this Board of Commissioners on April 28th, 1938, discharging Gottfried F. Dries, Jr., from the position of Assistant Chief Engineer in the Bureau of Public Buildings, Department of Parks and Public Property, be and the same is hereby corrected to read as follows:

"BE IT RESOLVED By the Board of Commissioners of the City of Newark that the position of Assistant Chief Engineer in the Bureau of Public Buildings, Department of Parks and Public Property be and the same is hereby abolished; and

"BE IT FURTHER RESOLVED, That Gottfried F. Dries, Jr., who has been employed in the position of Assistant Chief Engineer in the Bureau of Public Buildings, Department of Parks and Public Property, be and he hereby assumes his former position of Engineer in the said Bureau of Public Buildings. This resolution shall take effect April 16th, 1938."

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Not Voting: Mayor Ellenstein.

BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the position of Chief Electrician in the Bureau of Public Buildings, Department of Parks and Public Property, be and the same is hereby abolished; and

BE IT FURTHER RESOLVED That James J. Foley, who has been employed in the position of Chief Electrician in the Bureau of Public Buildings, Department of Parks and Public Property, be and he hereby assumes his former position of Electrician in the said Bureau of Public Buildings. This resolution shall take effect April 16th, 1938.

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Not Voting: Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The City of Newark (Division of Water) is about to construct a forty-eight (48) inch water pipe line along North Seventh Street from Bloomfield Avenue Tower to the Delaware, Lackawanna and Western Railroad; and,

WHEREAS, it is necessary to pro-

vide storage facilities for the pipe and other appurtenant materials and maintain storage sheds and other structures in the vicinity of the proposed pipe line;

THEREFORE, BE IT RESOLVED, That the leases between the City of Newark and the parties hereinafter mentioned for the following properties, at the following rentals, viz:

1. The Trust Company of New Jersey, a corporation of the State of New Jersey, owner of premises known as 369-383 Roseville Avenue at a yearly rental equivalent to the amount of money required to pay the municipal taxes of the City of Newark due against the demised premises during the current period of the lease;

2. The Coca-Cola Bottling Company of New York, Inc., a corporation of the State of New York, owner of premises known as the northeast corner of Second Avenue and North Seventh Street at a yearly rental equivalent to the amount of money required to pay the municipal taxes of the City of Newark due against the demised premises during the current period of the lease; plus an additional \$25.00;

3. Gennaro M. Guarino and William M. Amick, owners of premises known as 385-391 Roseville Avenue at a yearly rental of Four Hundred Dollars (\$400.00);

Copies of which leases are hereto annexed, be and the same hereby are approved and the Director of the Department of Public Affairs and the City Clerk are authorized and directed to execute the same on the part of the City of Newark upon the adoption of this resolution.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, A contract was entered into between The City of Newark and the Oltmer Iron Works, for the erection of steel for the Newark Airport hangar, on March 3, 1937; and,

WHEREAS, The contract called for the erection of an estimated quantity of 2,500 tons of steel at twenty-nine dollars (\$29.00) per ton; and,

WHEREAS, The actual amount of steel erected was 2569.99 tons, making an additional 69.99 tons at an extra cost of two thousand twenty-nine dollars and seventy-one cents (\$2,029.71); and

WHEREAS, The Contractor was ordered to make certain changes in the beams and to add expansion joints at a total cost of four hundred twenty-four dollars and thirty-two cents (\$424.32); and

WHEREAS, The City engineers have checked these quantities and found them to be correct;

THEREFORE BE IT RESOLVED, That the two above extras, amounting to two thousand four hundred fifty-four dollars and three cents (\$2,454.03) in addition to the regular contract, be paid to the Oltmer Iron Works, all as shown on the attached final estimate.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, On April 27, 1932, the Board of Commissioners of The City of Newark adopted an Ordinance entitled "An Ordinance to require all officers and employees of the City of Newark to be bonafide residents therein as a condition of their continued employment;" and,

WHEREAS the said Ordinance embodied the provisions of Chapter 134 of the Pamphlet Laws of the State of New Jersey for 1924, by virtue of which the Civil Service Commission is required to restrict the eligibility of those entering examinations or seeking appointment to positions and employment in the classified services in a particular municipality where the payment for such service is made from the funds of such municipality, to qualify residents of said municipality; and,

WHEREAS there is wide-spread unemployment in the City of Newark at the present time; and,

WHEREAS it is the opinion of this Board that the best interests of the City will be served by requiring that all officers and employees of this Board be bona-fide residents of the City of Newark during their said employment;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that all officers and employees of the Board of Commissioners now in the employ of, or those hereafter to be employed by the City of Newark, be and they are required, as a condition of their continued employment or as a prerequisite to their future employment, to have their place of abode in the City of Newark, and to be bona-fide residents therein. A mere legal or vot-

ing residence shall not be deemed a bona-fide residence. For the purpose of this resolution a bona-fide residence shall constitute a permanent domicile in the City of Newark which has not been adopted with the intention of resuming or claiming a previously acquired residence outside of the City limits; and,

IT IS FURTHER RESOLVED That all officers and employees of the Board of Commissioners shall file by July 1st, 1938, with the Director of the Department in which they are employed, individual affidavits, properly executed, in which shall be set forth in detail the present bona-fide residence, either in the City of Newark or elsewhere, of such officer or employee. Failure to file such affidavit shall constitute summary cause for dismissal, except in such cases as are exempted by the terms of the above mentioned ordinance. The affidavit mentioned in this resolution shall be in the form as attached hereto, and shall affect all departments and employees.

All these separate affidavits must be filed with the Director of Revenue and Finance and shall be open to public inspection.

It shall be the duty of the Director of Revenue and Finance to check such affidavits as filed with him against the payrolls of the City of Newark to ascertain that all employees comply to the resolution.

IT IS FURTHER RESOLVED That the Director of Revenue and Finance shall pay no employee who is not a resident of the City of Newark in conformance with the resolution and affidavit.

IT IS FURTHER RESOLVED That each Director may file with the Director of Revenue and Finance a list of those employees designated by him for whom it will be permissible to maintain out of the City resi-

dences because of strict requirements of the location of their work for the City, designating name, addresses and specific reasons for such out of city location in each instance.

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy.

Not Voting: Commissioner Franklin, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that beginning Wednesday, April 13th, 1938, all weekly conferences of the said Board of Commissioners be held in the Council Chambers.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy.

Nayes: Commissioner Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering motor fuel, for the various departments of the City; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering motor fuel to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals the amount of its bid being as follows and the Board of Commissioners of the City of Newark and the City Clerk are hereby authorized and directed to execute on the part of the City of Newark proper contract for the furnishing and delivering of said motor fuel:

STANDARD OIL COMPANY OF
NEW JERSEY—Newark, N. J.

Approx. 15,000 gal. "Regular" gasoline per week to any point within the City limits, Newark, N. J., for tank wagon delivery @ 27/100th cents per gallon below posted delivered tank car price in effect and on date and at point from which delivery is made, but not to exceed 7½ cents per gallon.

Approx. 500 gal. "High Compression" gasoline per week to any point within the City limits, Newark, N. J., @ 1½ cents per gallon above the price of "Essolene" (Regular gasoline) shown above.

Approx. 325 gal. "Regular" gasoline per week to Charlotteburg, N. J., for tank wagon delivery at 27/100ths cents per gallon below posted delivered tank car price in effect and on date and at point from which delivery is made, but not to exceed 7½ cents per gallon.

Approx. 75 gal. "Regular" gasoline per week to Little Falls, N. J. for tank wagon delivery at 27/100ths per gallon below posted delivered tank car price in effect and on date and at point from which delivery is made, but not to exceed 7½ cents per gallon.

Approx. 150 gal. "Regular" gasoline per month to Cedar Grove, N. J.,

for tank wagon delivery at 27/100ths cents per gallon below posted delivered tank car price in effect and on date and at point from which delivery is made, but not to exceed 7½ cents per gallon.

NOTE: Contractor's posted delivered tank car price of "Regular" gasoline (Essolene) on date of bid (May 4, 1938) .0725 per gallon. Contract to cover the period ending six (6) months from date of award.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Tile Pipe and fittings and granite monument stones; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said tile pipe and fittings and granite monument stones:

F. BOWDEN COMPANY—
Newark, N. J.

Approx 100 ft. 4" Vitrified double strength tile pipe @ .132 foot.

Approx. 200 ft. 6" Vitrified double strength tile pipe @ .198 foot.

Approx. 200 ft. 6" Vitrified double strength tile pipe @ .308 foot.

Approx. 1,000 ft. Tile Pipe (purchases to be based on sizes 4" to 24" in diameter inclusive) for the following discount below Standard list price adopted by the Manufacturers, Jan. 12, 1928, less 56% discount.

Approx. 100 Tile special (to include all Bends, Y Branches, Stoppers, Tees or Traps of the above mentioned sizes) for the following discount below standard list price adopted by the Manufacturers, Jan. 12, 1928, less 56% discount.

JOSEPH NESTO & COMPANY—
Newark, N. J.

Approx . 100 Granite Monument stones with $\frac{1}{4}$ " diameter hole, rough filet at neck and base approximately parallel with top, as per sketch, @ \$9.89 each.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Depart-

ment of Central Purchase publicly solicited, received and opened bids for the furnishing and delivering of road oil, concrete mixer and manhole heads and covers; therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said road oil, concrete mixer and manhole heads and covers:

CLINTON ASPHALT ROAD
OILING COMPANY—Union City,
N. J.

Approx 10,000 gals. 35 lb. asphaltic road oil (Section 430A Bureau of Streets Standard Specifications) furnished and applied @ \$.065 gallon.

ARMORED CONCRETE CORPORATION—Newark, N. J.

75 or more manhole heads and covers @ \$14.75 each.

JOHNSON & DELLAMAN, INC.
Newark, N. J.

One (1) 10-S Ransome Concrete Mixer (as per specifications) for \$1,034.75.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

Commissioner Murphy not voting

Commissioner Franklin offered the
following resolutions:

WHEREAS, in accordance with the
law and by the authority of the
Board of Commissioners of the City
of Newark, New Jersey, the Depart-
ment of Central Purchase publicly so-
licitated, received and opened bids for
furnishing and delivering drugs, sur-
gical and X Ray supplies, for the pe-
riod of four (4) months from date of
award; therefore be it

RESOLVED, by the Board of Com-
missioners of the City of Newark
that the contracts for furnishing and
delivering said materials to the City
of Newark, be and the same hereby
are awarded in the amounts set op-
posite their respective names, being
the lowest formal bidders in response
to public advertisement for sealed
proposals, and the Director of the
Department of Public Works and the
City Clerk of the City of Newark are
hereby authorized and directed to ex-
ecute on the part of the City of New-
ark, proper contracts for furnishing
and delivering said drugs, surgical
and X Ray supplies:

Approximately

Amsterdam Brothers	\$ 236.50
B. & B. Drug Company	1,821.38
Chester Drug Company	1,903.35
Day Chemical Company	3,620.22
Fisher Cohen Company	344.63
Greenfield Chemical Company	4,850.33
General Electric X Ray Corp.	3,323.96
Hospital Equipment Company	673.82
Hoffman LaRoche	230.40
Livezey Surgical Supply, Inc.	589.75
Medical Service Company.....	1,797.01
Reinhold Schumann, Inc.	3,044.91
Remnick Drug Company	745.16

James R. Smith 237.79

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the fol-
lowing resolution:

RESOLVED, that the following
bonds be and the same are hereby
approved as to sufficiency:

KEEPER OF JUNK SHOP

Charles Leonardis, 47-49 Adams
Street.

Benjamin Hirsch, Inc., 561 Ferry
Street.

Barney Hoernlein, 186-8 Jelliff
Avenue.

Giuseppe Naporano, 102 Malvern
Street.

Arnold J. Desiderio, 262 Jefferson
Street.

Louis Naporano, 15 Van Buren
Street.

AUCTIONEERS

George Dlugitch, 51 South Orange
Avenue.

Harry B. Grodowitz, 223 Market
Street.

Joseph Silverman, 337 Plane Street.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property publicly advertised for and received on April 14, 1938, sealed proposals for the public sale of the premises owned by The City of Newark, situated 10-14 Van Vechten Street, being Block No. 3758, Lot No. 20, on the Assessment Maps of The City of Newark; and

WHEREAS, the said Director has rejected all the proposals received, for the reason that none is deemed advantageous to The City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the sealed proposals received April 14, 1938, by the Director of the Department of Parks and Public Property for the sale of the premises at 10-14 Van Vechten Street, Newark, New Jersey, be and the same are hereby rejected.

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Walter E. Isetts has been employed as Supervisor of Construction and Repairs, Department of Parks and Public Property of The City of Newark, and has been employed by the municipality since the year 1914; and

WHEREAS, the said Walter E. Isetts is about to retire from the employ of The City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that it takes this occasion to express its appreciation to the aforesaid Walter E. Isetts for long and faithful services rendered the City, and to wish him happiness in his retirement.

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Vincent Zambolla (Minahan Realty Co., owner); for the renewal of permit for motor oil sales station; premises 456 Lyons Avenue; such use to be limited to the period of one year ending May 8, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Star Parking Co. (Fidelity Union Trust Co., Trustee); for the establishment and operation of an automobile parking station in a 2nd business district; premises 329-335 Plane Street; on condition that the station is operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from the date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Rankin: This is a new one, Mr. Mayor, and there are no objections on it. They are tearing down a building which is in a dilapidated condition.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Parkinson Construction Co. (Virginia Schmauder, owner); for the establishment of contractor's storage yard, and construction of garage and storage building in a 2nd business district; premises 222 South Twelfth Street; on condition that same be con-

structed in conformity with the plans filed with the Board of Adjustment;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Were there any objectors?

Mr. Rankin: We had some, but they are now satisfied with the way the place is going to be laid out.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Abe J. Silberstein (Joseph Leib, owner); for the construction of a one-story cement block building for storage of mo-

tor trucks in a 2nd residence district; premises 41-43 Wainwright Street; on condition that the garage be used only for the storage of one commercial truck and one passenger automobile;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., May 11, 1938.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions

be adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40:55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

67-69 River Street; Nick Caputo; establishment and operation of an automobile parking station in a 1st industrial district; on condition that this station is operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period of one year from date of approval by the Board of Commissioners;

*18 Park Street; Nick Caputo; renewal of permit for automobile parking station; such use to be limited to the period of one year ending May 6, 1939.

Respectfully submitted,
BOARD OF ADJUSTMENT.
R. B. Rankin, Secretary.

Received, copy to be sent to each commissioner and further action postponed to May 18, 1938.

Commissioner Duffy: I move the rules be suspended in the matter of the application of Nick Caputo for renewal of a permit for an automobile parking station at 18 Park Street.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer

the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (Eleanor J. Irvine, owner); for the renewal of permit for automobile parking station; premises 18 Park Street; such use to be limited to the period of one year ending May 6, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein: The other matter referred to us by the Zoning Board will take its usual course and be heard one week from today, May 18.

MONTHLY REPORTS OF INTER-DEPARTMENTAL DEPARTMENTS

The following Interdepartmental

Department reports for the month of April, 1938, were received and ordered filed:

City Clerk.

Corporation Counsel.

Board of Adjustment.

Municipal Board of Alcoholic Beverage Control.

Department of Central Purchase.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for April, 1938.

Department of Public Buildings for April, 1938.

Supervisor, Municipal Farmers' Market, for April, 1938.

Clerk of First District Court for April, 1938.

Clerk of Second District Court for April, 1938.

Superintendent of Alms House for April, 1938.

City Clerk (2) for April, 1938.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for April, 1938.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic, for April, 1938.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 1, for April, 1938.

Charles F. J. McGovern, Clerk, 3rd Criminal Court, Part 2, for April, 1938.

Robert J. Beckley, Clerk 3rd Criminal Court, for April, 1938.

Elizabeth S. Lewis, Clerk of Family Court, for April, 1938.

City Treasurer for April, 1938.

Comptroller for April, 1938.

City of Newark, New Jersey.
Department of Revenue and Finance.

May 2, 1938.

To the Honorable,
The Commissioners of
The City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of April, 1938:

RECEIPTS

Cash on Hand, March 31, 1938	\$1,085,996.82	
Received from Comptroller April	2,376,277.25	
		\$3,462,274.07

DISBURSEMENTS

By Warrant	\$1,360,008.35	
Without Warrant	7,516.21	
Returned Checks	4,745.32	
		1,372,269.88
Cash on hand April 30, 1938		\$2,090,004.19

Respectfully,
Vincent J. Murphy,
Director of Revenue & Finance.
By Joseph J. Kroehl.

COMPTROLLER'S REPORT

April, 1938

Assessments:

Opening Streets	\$ 209.50
Paving Streets	1,198.54
Sewers	195.29
House Sewer Connections	412.85
Repairing Sidewalks	42.64
Dirt Removal	22.50
Shade Trees	10.00

Funds:

Schools—Current Expense	149,611.04
Emergency Relief	461,967.64
Emergency Relief Administration	99.64
Outdoor Poor	760.00
Farmer's Market Rents	2,495.00
Centre Market Rents	1,174.00
Green and Franklin Street Rents	285.00
Foreclosed Property, Account Rents	75.00
Redemptions	7,955.86
City Hospital	35.36
Convalescent Hospital	18.55
Fire Department	78.80
200 Washington Street Corporation	833.33
Employment Bureau	80.00
U. S. Social Hygiene	2,500.00
Estate H. C. Jones	12.85
Bureau of Streets	11,343.80
Bureau of Street Cleaning	105.00
Bureau of House Sewers	343.00
Bureau of Docks	4,826.93
Bureau of Lighting	5.00
Airport	11,298.85
Water Rents	208,631.29

Miscellaneous Revenue:

General Licenses	8,211.51
Dog Licenses	706.00
Beer Licenses	960.00
Fees	602.50
Building Department	3,339.39
Board of Health	1,416.48
Public Baths	2,560.38
City Hospital	2,384.37
Convalescent Hospital	17.37
Almshouse	59.15
Bureau of Combustibles	1,472.00
Jitneys	20,748.93
Police Courts	960.05
District Courts	4,009.65

Suspense Account	252.38
Miscellaneous Rents	1,621.17
Police Department	576.79
Fire Department	73.40
City Home	62.00
Army Base Lease	8,333.33
Market Plaza Lease	6,250.00
Market Plaza Parking Station	2,200.00
Raymond Plaza Parking Station	1,542.00
City Hall Parking Station	225.00
Cost of Sales	780.72
Surplus Revenue	540.54
Personal Arrears—Fees	187.00
Personal Arrears—Costs	13.50
Searches	627.50
Bureau of Street Cleaning	353.50
Bureau of Sewers	80.00
Temporary Loans—Pavings	200,000.00
Temporary Loans—Sewers	50,000.00
Franchise Tax	102.17
Gross Receipts	37.61
Real Estate	
Taxes 1938 Receiver	1,286,472.63
Arrears, Real Estate 1937	266,255.96
Arrears, Real Estate 1936	102,757.98
Arrears, Real Estate 1935 and Prior	66,268.01
Personal Arrears, 1937	13,990.69
Personal Arrears, 1936	13,352.24
Personal Arrears, 1935 and Prior	2,599.31
Interests;	
Real Estate	49,289.19
Personal Arrears	1,486.27
	<hr/>
	\$2,990,405.93
Less Returned checks \$4,745.32, Refunds \$593.80.....	5,339.12
	<hr/>
	\$2,985,066.81

Vincent J. Murphy,
Director of Revenue and Finance.

Mr. Alex Loeb spoke to the Commission about Newark Airport.

Commissioner Duffy: I move we adjourn until tomorrow, May 12, 1938, at 2:00 P. M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN.

The Board of Commissioners
of The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., May 12, 1938.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Mayor's Office, City Hall, Newark, at 2:00 o'clock P. M., Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, in the City Budget, heretofore advertised in its amended form on May 7, 1938, there appeared under:

"Special Revenues — allowed by Commissioner of Local Government" an item entitled:

"Proceeds from Emergency Relief Bonds, \$1,606,000."; and,

WHEREAS, there will be required to be included in the Budget for the year 1938 an item of \$30,501.32 for six months' interest on bonds, to become due November 1, 1938; and,

WHEREAS, the Commissioner of Local Government has required that said sum be included as an item in the Budget for 1938;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Budget be amended so that the sum of \$30,501.32 will be included in and set up under:

"Debt Service — Interest (General Bonds)"

whereby the appropriation for the debt service will be increased from \$3,626,442.91 to \$3,656,944.23, and therefore changing the total debt service under 1938 from \$9,318,375.88 to \$9,348,877.20; and that all the amendments as hereinabove required be corrected and set out in the Budget; and the Director of the Department of Revenue and Finance is hereby authorized and directed to make such change.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

WHEREAS, in the City Budget, heretofore advertised in its amended form on May 7, 1938, there appeared an approved item of \$41,500, under the title:

"Non-Departmental City Sundries" and,

WHEREAS, it is the request of the Commissioner of Local Government that said item be changed so that it describes the component items of said City Sundries constituting said sum of money:

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that said item be changed so that it will read as follows:

"NON-DEPARTMENTAL

CITY SUNDRIES:

Auditing and special accounting services	\$25,000
Legislative expense	7,500
Court Costs	2,000
Carfare	1,000
New Jersey League of Municipalities	1,500
Conference of Mayors	1,500
Dues, conference of Mayors..	1,000
Recording Tax Sale Certificates	1,000
Stenographic Work	1,000

TOTAL CITY
SUNDRIES\$41,500"

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, it becomes necessary to make certain amendments in the City Budget heretofore approved in its amended form, in pursuance to advertisement thereof on May 7, 1938, by reason of adjustments that have become necessary to be made in the amount of taxes to be paid to the County of Essex:

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the following items appearing in said Approved Budget, adopted May 6, 1938, and advertised May 7, 1938, be amended in the following form:

"RESOURCES"

"Total Tax Levy (1938 estimated)" to be changed so that said item reads:

"Total Tax Levy Actual"

and,

BE IT FURTHER RESOLVED that under said:

"Total Tax Levy Actual"

the following changes be made, that is to say, from:

"Local Purpose \$26,016,745.87" to \$25,895,673.91"

"County Taxes \$5,112,094.20" to "\$4,810,434.48"

"State School Taxes \$2,683,411.66" to "\$2,541,920.14"

"Soldiers' Bonus Tax \$186,609.55" to "\$173,190.65"

and that the total of said items be changed from "\$41,928,861.28" to "\$41,351,219.18"

and,

BE IT FURTHER RESOLVED that said Budget be further amended in the following respects, that is, under the general item:

"APPROPRIATIONS"

and that subdivision thereof, entitled:

"RECAPITULATION"

be amended as follows:

"County Taxes \$5,112,094.20" to "\$4,810,434.48"

"State School Taxes \$2,683,411.66" to \$2,541,920.14"

"Soldiers Bonus \$186,609.53" to \$173,190.65"

and that the total of said items be changed from \$47,820,522.31 to "\$47,-394,453.49"

and that the item:

**"RESERVE FOR UNCOLLECTED
TAXES"**

be changed from "\$11,002,133.20" to
"\$10,850,559.92"

and that the item:

"GRAND TOTALS"

be changed from "\$58,822,655.51" to
"\$58,245,013.41."

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Duffy, Frank-
lin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Mayor Ellenstein: I will entertain
a motion that the Budget in its pres-
ent form, with alterations and amend-
ments as a result of the meetings
held on April 26, 1938, April 28,
1938, May 2, 1938, May 6, 1938, May
9, 1938, and May 12, 1938, be ap-
proved in its present form.

Commissioner Franklin: I so move
you.

Mayor Ellenstein: And presented
to the State Auditor for his certifica-
tion.

Commissioner Murphy: I second
the motion.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Duffy, Frank-
lin, Murphy, Mayor Ellenstein.

Not Voting. Commissioner Byrne.

Mayor Ellenstein: Now we will
have a motion to recess for twenty
minutes.

Commissioner Murphy: I move you
we recess until called.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

(The Board then recessed).

Mayor Ellenstein: The meeting
will reconvene.

Present: Commissioners Byrne,
Duffy, Franklin, Murphy, Mayor El-
lenstein.

The following communication was
received and read:

STATE OF NEW JERSEY
Office of State Auditor
Department of Local Government

Trenton, May 11, 1938.

CITY OF NEWARK

Approval and consent is hereby
given the City of Newark, County of
Essex, for a dedicated revenue un-
der the title Newark Airport in the
sum of \$180,414.54, said amount be-
ing \$21,616.22 in excess of the amount
actually received in cash by the New-
ark Airport during the year 1937.
Said approval and consent is given
under the authority of sub-section
(i), section 8, Chapter 60, P. L. 1934.

N. D. Dorsett, Principal Auditor.

For: Walter R. Darby,
Commissioner of Local Government.

Ordered filed.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Board of Commissioners of The City of Newark, at a meeting thereof held on the 4th day of March, 1938, by virtue of and in accordance with the provisions of Chapter 60, P. L. 1934, (App. A: 4-25 to 28, Revised Statutes of New Jersey, 1937), and also in compliance with the "Local Budget Law," (Revised Statutes of New Jersey, 1937, 40: 2-1 to 59), did designate the 24th day of March, 1938, and the City Commission Chambers, City Hall, as the time and place when and where objections thereto might be presented by any taxpayer of said municipality, and did direct the City Clerk to publish said Budget, together with the notice of time and place of hearing thereon, as provided by aforesaid acts; and, the said Board of Commissioners at its meetings held on April 26, 1938, April 28, 1938, May 2, 1938 and May 6, 1938, did make certain alterations and amendments to the said Budget, and at the meeting held on May 6, 1938, the said Board did direct the City Clerk to again publish the said Budget, together with a notice describing all the aforesaid alterations and amendments, and to publish said Budget, as altered and amended, together with notice of time and place of hearing thereon, when and where all objections might be presented thereto by any taxpayer, to wit, Monday, May 9, 1938, at 12:00 o'clock Noon (Daylight Saving Time), in the City Commission Chambers, City Hall, as provided for in the said Act, and also to forward a copy of said Budget, as altered and amended, to the State Auditor; and,

WHEREAS, the Board of Commissioners did meet at the time and place aforesaid fixed for the hearing of objections, and having given all persons desiring to be heard upon

said Budget an opportunity to state their objections, and having considered the same; and,

WHEREAS, the Commissioner of Local Government as successor to the State Auditor has certified that such Budget complies with all the requirements of the aforesaid acts;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the following Budget be and the same is hereby adopted, as altered and amended, as the Local Budget of The City of Newark for the fiscal year 1938.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Commissioner Murphy: In explanation of my vote I want to include this statement: In view of the inconvenience bordering on the point of suffering to which the employees and merchants of the City of Newark have been subjected for the past month, I am constrained to attach my signature to the Budget.

I am, however, recalling to your attention that this high budget and delay could have been avoided had my repeated suggestions of June and August, 1937, as well as my suggestion for early budget preparation back in November, 1937, been followed. I also called the Commission's attention to the economies that might have been effected in the early part of January and as late as two weeks ago.

...in take occasion to serve notice upon you that if I am still the Director of Revenue and Finance, in the preparation of the 1939 Budget I shall offer and expect adherence to early Budget consideration and adoption as per a schedule that I propose to acquaint you with and follow to the letter, even to the point of being considered a stubborn official.

Mayor Ellenstein: I want to say this, in voting for the Budget: I, too, I recall asked Director Murphy to give me a breakdown of the \$30,000 item in his Budget, which was adopted toward WPA. I have not received any breakdown on it yet. That occurred some ten weeks ago—eight weeks ago, at least. I have not received a breakdown of that \$30,000 WPA that is appropriated for the Department of Revenue and Finance.

Before there is any criticism levelled on anyone else for any dilatory tactics in passing; the Budget, it should be practised by those offering the criticism.

Commissioner Murphy: If there is one oversight on my part, in the vast amount of inconvenience that I have been placed at, then, of course, I am satisfied to take my share of the blame. I thought it was submitted to the members of the Commission.

Mayor Ellenstein: I have not received any breakdown of the \$30,000, and I asked you for it at the time of your Budget hearing.

Commissioner Murphy: No. I said at that time I would acquaint the members of the Commission with the

projects that would come under the head of the \$30,000.

Mayor Ellenstein: I thought it was understood we were going to submit itemized Budgets on these WPA projects.

Commissioner Murphy: Just the same as you submit them.

Mayor Ellenstein: Yes, the same as I do, itemized in detail.

Commissioner Murphy: That is the only way you can submit it, isn't it?

Mayor Ellenstein: Your Budget just had the \$30,000 item in it, without any breakdown.

Commissioner Murphy: If the members of the Commission have not acted favorably you cannot go ahead with the project unless you do.

Mayor Ellenstein: I believe you intend to exercise good faith and see that the money is not expended except where it is absolutely necessary. However, there is no point in criticising other Commissioners if it can be said on the other side that there is one instance where an itemized Budget was not submitted to any of the Commissioners, that \$30,000 item. I suppose the City Clerk prepared that other resolution.

Commissioner Murphy: Well, we could go into the whole detail, because I brought this to the attention of the Commission for several months.

The following communication was received and read:

STATE OF NEW JERSEY
Office of State Auditor
Department of Local Government

Trenton, May 12, 1938.

CITY OF NEWARK

It is hereby certified that the attached 1938 Budget of The City of Newark, County of Essex, complies with all the requirements of Chapter 60, P. L. 1934 and it is further certified that it appears to comply with those sections of Chapter 211, P. L. 1936, as amended, which are applicable thereto.

N. D. DORSETT, Principal Auditor.

For: Walter R. Darby,

Commissioner of Local Government.

Ordered filed.

STATEMENT
(REQUIRED BY SECTION 202)

	1938	1937	1936
State School Tax (Actual)	\$ 2,541,920.14	\$ 2,683,411.66	\$ 2,688,079.21
State Soldiers' Bonus (Actual)	173,190.65	186,609.55	165,636.97
County Tax (Actual)	4,810,434.48	5,112,094.20	4,592,606.50
Local School Tax	7,930,000.00	7,450,000.00	6,570,000.00
Local Purpose Tax	25,895,673.91	20,097,284.61	21,026,830.23
	<u>\$41,351,219.18</u>	<u>\$35,529,400.02</u>	<u>\$35,043,152.91</u>

RESOURCES:

	Anticipated 1938	Anticipated 1937	Realized in cash 1937
GENERAL REVENUES:			
Surplus Revenue Cash Appropriated		\$ 2,079,317.14	\$ 2,079,317.14
Surplus Revenue Non-Cash Appropriated	\$ 2,221,809.83	\$ 286,902.93	\$ 286,902.93
	<u>\$ 2,221,809.83</u>	<u>\$ 286,902.93</u>	<u>\$ 286,902.93</u>

ISCELLANEOUS REVENUE ESTIMATED:

	Anticipated		Realized
	1938	1937	in cash 1937
Gross Receipts Tax	\$ 700,000.00	\$ 464,652.77	\$ 1,295,288.65
5% Trolley Tax	50,000.00	90,000.00	83,489.35
Franchise Tax	600,000.00	593,000.00	1,482,112.76
Jitney Tax	199,400.00	155,000.00	199,446.86
General Licenses	113,600.00	115,000.00	113,692.54
Liquor Licenses	629,900.00	600,000.00	629,961.78
Interest on Taxes and Assess- ments	842,607.97	1,000,000.00	843,143.99
District Courts	41,700.00	39,000.00	41,750.86
Police Courts	76,900.00	64,000.00	76,940.35
Tax Title Searches	8,400.00	8,000.00	8,441.00
Tax Sale Costs	18,200.00	37,000.00	18,233.66
Construction and Alteration of Buildings	36,300.00	38,000.00	36,368.18
Bureau of Health	31,100.00	50,000.00	31,105.10
City Clerk's Fees	5,600.00	5,000.00	5,687.00
Public Library Fees	19,800.00	19,000.00	19,834.58
Public Sewer Connections	1,300.00	1,500.00	1,370.00
Bureau of Baths	22,500.00	20,000.00	22,505.06
Fire Department	17,700.00	15,000.00	17,787.00
Market Plaza Lease	75,000.00	75,000.00	75,000.00
Market Plaza Parking Space....	22,100.00	19,000.00	22,100.00
Parking Space—Rear City Hall	2,000.00	1,800.00	2,067.50
Market Rent	14,100.00	6,000.00	14,142.18
Rents—Miscellaneous City Buildings and Grounds	10,500.00	12,000.00	10,547.45
Bill Board Tax	1,500.00	1,000.00	1,598.21
City Hospital	32,800.00	49,377.95	32,887.42
Convalescent Hospital	1,100.00	7,989.50	1,163.36
Public Outings	200.00	264.14	264.14
Bureau of Streets .....	.....	50,000.00	108,247.64
Bureau of Street Cleaning .....	.....	16,000.00	14,292.58
House Sewer Connections .....	.....	25,000.00	27,056.27
Shade Trees	700.00	1,400.00	769.03
Passaic Valley Sewer Main- tenance	31,615.92	30,867.24	31,615.92
Rent Army Base	25,000.00	100,000.00	25,000.00
Rents—City Railway	15,000.00	30,000.00	15,000.00
Public Service (Salary Light- ing Inspection)	1,500.00	1,500.00	1,500.00
Green & Franklin St. Property	3,400.00	3,402.00	3,425.00
Excess from Dedicated Revenues:			
Bureau of Docks	23,600.00	.....	.....
Municipal Farmers' Market	9,200.00	.....	.....
TOTAL MISCELLANEOUS REVENUES	\$ 3,684,323.89	\$ 3,744,753.60	\$ 5,313,785.42

SPECIAL REVENUES—ALLOWED BY STATE AUDITOR

	Anticipated		Realized
	1938	1937	in cash 1937
Proceeds from Sale of City Property	\$ 80,041.66	.....	.....
Capital Account—Cash Surplus	36,919.22	.....	.....
Capital Account — Non-Cash Surplus	2,022,029.14	.....	.....
Reserve Released by 1938 Appropriation	674,666.00	.....	.....
Gas Tax Refund	25,000.00	.....	.....
Public Lighting	4,375.00	.....	.....
Proceeds from Emergency Relief Bonds	1,606,000.00	.....	.....
Gross Receipt Tax .....	.....	153,323.65	153,323.65
Airport Surplus .....	.....	17,151.54	17,151.54
Rents:			
Army Base	75,000.00	.....	.....
City Railway	180,000.00	.....	.....
TOTAL — SPECIAL REVENUES ALLOWED BY STATE AUDITOR	\$ 4,704,031.02	\$ 170,475.19	\$ 170,475.19
Delinquent Tax Collections (1938 Estimated 41.71%)....	\$ 5,427,523.13	\$ 6,582,468.20	\$ 5,659,734.07
Tax Title Liens Collections (1938 Estimated 21.99%)..	856,106.36	1,052,892.48	900,009.61
TOTALS	\$ 6,283,629.49	\$ 7,635,360.68	\$ 6,559,743.68
Emergency Revenues .....	.....	\$ 1,111,234.05	.....
Bureau of Water—Excess Revenue .....	.....	\$ 74,907.51	.....
TOTAL OF ABOVE RESOURCES	\$16,893,794.23	\$15,102,951.10	\$14,410,224.36
Total Tax Levy (Actual):			
Local Purpose	\$25,895,673.91	\$20,097,284.61	.....
Local School Purposes	7,930,000.00	7,450,000.00	.....
County Taxes	4,810,434.48	5,112,094.20	.....
State School Taxes	2,541,920.14	2,383,411.66	.....
Soldiers' Bonus Tax	173,190.65	186,609.55	.....
TOTAL	\$41,351,219.18	\$35,529,400.02	.....
GRAND TOTALS	\$58,245,013.41	\$50,632,351.12	.....

APPROPRIATIONS
BUDGET—DEPARTMENT OF PUBLIC WORKS

	Amount Appropriated		Expended and
	1938	1937	Reserved 1937
Director's Office	\$ 41,845.00	\$ 38,380.00	\$ 38,369.66
Employment Bureau	10,000.00	28,000.00	27,774.58
Health Department	622,244.00	644,000.00	643,926.20
City Hospital	959,722.00	1,009,377.95	992,510.65
City Home	139,776.00	150,000.00	148,731.84
Public Baths	168,136.00	170,000.00	169,865.58
Ivy Hill Power Plant	90,856.00	94,000.00	93,680.11
Convalescent Hospital	86,523.00	94,489.50	87,654.06
Public Outings	1,200.00	17,662.43	17,604.61
Alms House	128,056.00	138,600.00	137,575.54
Outdoor Poor	47,665.00	18,000.00	17,052.81
Emergency Relief (Administra- tion)	575,000.00	706,000.00	700,716.49
Rental of Beds in Institutions	17,250.00	17,250.00	17,250.00
Public Band Concerts	8,000.00	5,238.00	5,238.00
Holiday Celebration	9,700.00	6,413.71	6,413.71
Emergency Relief 1938	600,000.00	.....	.....
W. P. A. Project	36,000.00	.....	.....
TOTAL — DEPARTMENT OF PUBLIC WORKS	\$ 3,541,973.00	\$ 3,137,411.59	\$ 3,104,363.84

BUDGET—DEPARTMENT OF REVENUE AND FINANCE

	Amount Appropriated		Expended and
	1938	1937	Reserved 1937
Director's Office	\$ 35,135.00	\$ 28,120.00	\$ 28,120.00
Comptroller's Office	89,440.00	91,407.00	91,399.83
Auditor's Office	52,680.00	53,130.00	53,130.00
Treasurer's Office	29,350.00	19,475.00	19,475.00
Tax Board	204,190.00	235,770.00	235,770.00
Tax Receiver's Office	60,608.00	65,375.00	65,375.00
Arrears of Personal Taxes	45,080.00	50,930.00	50,930.00
Commissioners Assessments — Local Improvements	34,480.00	25,630.00	25,626.94
Tax Revaluation	37,700.00	27,500.00	27,500.00
Tax Installment Bureau	10,850.00	9,100.00	9,100.00
Foreclosure Costs	35,000.00	.....	.....
Advertising Tax Sale	15,000.00	5,200.00	5,200.00
W. P. A. Project	30,000.00	.....	.....
TOTAL — DEPARTMENT OF REVENUE AND FIN- ANCE	\$ 679,513.00	\$ 611,637.00	\$ 611,626.77

BUDGET—DEPARTMENT OF PUBLIC SAFETY

	Amount Appropriated		Expended and
	1938	1937	Reserved 1937
Director's Office	\$ 22,180.00	\$ 22,384.68	\$ 21,966.01
Police Division	3,463,511.39	3,485,934.00	3,485,934.00
Fire Division	2,124,376.44	2,180,500.00	2,176,874.36
License Division	23,750.00	25,950.00	25,873.07
Building Division	77,350.00	80,110.00	80,051.94
Electrical Division	50,360.00	53,799.32	53,635.18
Police Courts	56,000.00	49,250.00	49,228.61
TOTAL — DEPARTMENT PUBLIC SAFETY	\$ 5,817,527.83	\$ 5,897,928.00	\$ 5,893,563.17

BUDGET—DEPARTMENT OF PUBLIC AFFAIRS

	Amount Appropriated		Expended and
	1938	1937	Reserved 1937
Mayor's Office	\$ 36,345.00	\$ 36,495.00	\$ 36,468.55
Bureau of Streets	225,000.00	291,678.00	291,678.00
Bureau of Sewers	113,297.00	117,185.00	117,142.55
Public Lighting	370,745.00	397,045.00	396,996.33
Street Cleaning	1,272,300.00	1,365,500.00	1,361,727.09
Sidewalks	5,900.00	6,120.00	6,120.00
Division of Surveys	82,070.00	83,476.00	83,274.04
Engineering Division	27,120.00	27,120.00	27,120.00
House Sewer Connections	12,000.00	35,280.00	34,615.97
Public Lighting—Special	4,300.00	.....	.....
TOTAL — DEPARTMENT PUBLIC AFFAIRS	\$ 2,149,077.00	\$ 2,359,899.00	\$ 2,355,142.53

BUDGET—DEPARTMENT OF PARKS AND PUBLIC PROPERTY

	Amount Appropriated		Expended and
	1938	1937	Reserved 1937
Director's Office	\$ 24,570.00	\$ 29,000.00	\$ 27,424.13
Smoke Abatement	5,960.00	11,230.00	11,143.07
Public Building	353,207.00	417,784.00	414,044.48
Weights and Measures	22,840.00	39,420.00	39,406.51
Printing and Stationery	14,720.00	10,290.00	10,099.89
Shade Tree	166,450.00	192,323.00	191,269.74
Miscellaneous Advertising .....	.....	2,900.00	2,895.89
Maintenance of Dog Pound	7,500.00	7,500.00	7,500.00
W. P. A. Projects	36,500.00	.....	.....
Centre Market	8,410.00	.....	.....
TOTAL — DEPARTMENT PARKS AND PUBLIC PROPERTY	\$ 640,157.00	\$ 710,447.00	\$ 703,783.71

BUDGET—NON-DEPARTMENTAL

	Amount Appropriated		Expended and
	1938	1937	Reserved 1937
Law Department	\$ 100,200.00	\$ 91,500.00	\$ 91,496.09
City Clerk's Office	90,115.00	83,500.00	83,496.19
District Courts	58,994.99	56,880.00	56,715.84
Elections	35,000.00	41,777.60	41,641.91
Sinking Fund Commission	5,400.00	5,344.72	5,344.72
Board of Adjustment	16,813.00	11,940.00	11,777.97
Central Purchase	58,855.00	57,000.00	56,907.87
Free Library	563,500.00	563,500.00	563,500.00
Newark Museum	122,500.00	110,000.00	110,000.00
Newark Technical School	69,250.00	65,000.00	65,000.00
City Sundries:			
Auditing and Special			
Accounting Services	25,000.00	.....	.....
Legislative Expense	7,500.00	.....	.....
Court Costs	2,000.00	.....	.....
Carfare	1,000.00	.....	.....
N. J. League of Munici-			
palities	1,500.00	.....	.....
Conference of Mayors	1,500.00	.....	.....
Dues—Conference of			
Mayors	1,000.00	.....	.....
Stenographic Work	1,000.00	.....	.....
Recording Tax Sale Cer-			
tificates	1,000.00	.....	.....
Total City Sundries	41,500.00	25,900.00	25,343.60
Passaic Valley Sewer Main-			
tenances	367,157.94	369,684.12	369,684.12
Municipal Election .....	.....	60,976.45	60,976.45
Care and Relief of Indigent			
Children	3,000.00	3,000.00	2,999.96
Newark Labor Relations Board	15,000.00	1,490.28	1,477.35
Supreme Court Investigation...	149,123.28	135,000.00	109,495.50
Legal Services Tax Certificate			
Cases .....	.....	10,700.00	10,700.00
Fiscal Agent—National State			
Bank	7,303.00	.....	.....
Industrial Commission	10,000.00	.....	.....
TOTAL — NON- DEPART-			
MENTAL	\$ 1,713,712.21	\$ 1,693,193.17	\$ 1,666,557.57
CONTINGENT	\$ 25,000.00	\$ 35,000.00	\$ 18,519.44

BUDGET—PENSION FUNDS:

	Amount Appropriated		Expended and
	1938	1937	Reserved 1937
Fire and Police Pension Fund	\$ 459,292.54	\$ 410,000.00	\$ 410,000.00
Board of Works Pension Fund	34,396.33	29,998.49	29,998.49
Board of Health Pension Fund	17,493.15	16,253.07	16,253.07
Municipal Employees Pension Fund	33,649.15	30,847.79	30,847.79
TOTAL PENSION FUNDS..	\$ 544,831.17	\$ 487,099.35	\$ 487,099.35

BUDGET—DEBT SERVICE

	Amount Appropriated		Expended and
	1938	1937	Reserved 1937
Interest:			
General Bonds	\$ 3,656,944.23	\$ 3,749,858.41	\$ 3,749,858.41
School Bonds	770,610.50	793,958.00	793,958.00
Sinking Fund:			
General Bonds	208,822.85	206,595.15	206,595.15
School Bonds	98,399.25	100,626.95	100,626.95
To Redeem Bonds:			
General Bonds	3,869,100.37	3,442,250.00	3,442,250.00
School Bonds	431,000.00	401,000.00	401,000.00
General Interest:			
Temporary Loans	10,000.00	10,000.00	3,473.27
Bonds to be Issued	8,000.00		
Down Payment on Capital Im-			
provements	56,000.00	110,000.00	110,000.00
City Railway	85,000.00		
Port Newark Dredging	55,000.00		
U. S. Army Base	100,000.00	100,000.00	100,000.00
TOTAL DEBT SERVICE	\$ 9,348,877.20	\$ 8,914,288.51	\$ 8,907,761.78

BUDGET—DEFICITS AND STATUTORY EXPENDITURES

	Amount Appropriated		Expended and
	1938	1937	Reserved 1937
Reserve for Uncollected Local Improvement Assessments	\$	71,319.87	.....
Deficit — Operation Water De- partment .....	.....	3,792.86	\$ 8,792.86
Discount on Taxes	\$ 51,457.83	63,706.22	63,706.22
Supreme Court Investigation.. ..	.....	1,500.00	1,500.00
Legal Service, Tax Certificate Cases .....	.....	10,000.00	10,000.00
Emergency Appropriation, Street Cleaning .....	.....	60,000.00	60,000.00
Newark Airport Operating Deficit, 1936 .....	.....	218,780.35	218,780.35
Water Department — Cash Deficit .....	.....	573,123.55	573,123.55
Appraising P. S. Corp. Re. Gross Receipts Tax .....	.....	35,000.00	35,000.00
Appraising Property — Tax Board .....	.....	71,999.80	71,999.80
Legal Incidentals—Tax Appeal Cases .....	.....	7,500.00	7,500.00
Assessment Deficiency Sewers .....	.....	11,621.16	11,621.16
Assessments Cancelled .....	.....	1,140.17	1,140.17
Dock Department Deficit, 1937	13,912.25	.....	.....
Emergency Appropriation	1,111,234.05	.....	1,111,234.05
Assessment Deficiency— Openings	183,298.00	.....	.....
Deficit of Surplus Revenue Cash Appropriated in 1937	244,496.78	.....	.....
Overexpenditure of Appropria- tion Reserve	6,017.47	.....	.....
Overexpenditure — Water De- partment, 1937	30,246.85	.....	.....

	Amount Appropriated		Expended and
	1938	1937	Reserved
			1937
Expenditures without Approp- riation:			
Maintenance Foreclosed Property	1,600.87	.....	1,600.87
Centre Market	3,728.75	.....	3,728.75
Payroll Judgment	2,836.56	.....	2,836.56
1936 Emergency Relief	300,000.00	.....	.....
1937 Emergency Relief	700,000.00	.....	700,000.00
Farmers Market Deficit, 1937....	775.20	.....	.....
Overexpenditure — Capital —Prior Year	10,231.19	.....	.....
Due to Current Account from Capital Account	674,666.00	.....	.....
Deficit, Newark Airport, 1938	40,000.00	80,000.00	.....
Deficit, Newark Airport, 1935	61,896.96	.....	.....
Capital Overexpenditure, 1937	6,919.67	.....	.....
Unappropriated Capital Costs..	2,022,029.14	.....	.....
Alteration of Power House— Unfunded	58,686.33	.....	.....
Expended in Connection with Sale of Foreclosed Prop- erty	12.80	.....	.....
Unpaid 1937 Salaries	6,927.42	.....	.....
Cash Deficit, 1937	1,880,265.69	.....	.....
TOTAL DEFICITS AND STATUTORY EXPENDI- TURES	\$ 7,411,239.81	\$ 1,214,483.98	\$ 2,882,564.34
JUDGMENTS	\$ 67,000.00	\$ 28,404.05	\$ 28,404.05

DEDICATED REVENUES

	Amount Appropriated		Actual
	1938	1937	Receipts 1937
Newark Airport	\$ 180,414.54	\$ 86,366.97	\$ 158,798.32
Deficit General Budget	40,000.00	80,000.00	.....
	<u>\$ 220,414.54</u>	<u>\$ 166,356.97</u>	<u>\$ 158,798.32</u>
Bureau of Water	\$ 2,525,672.66	\$ 2,659,027.51	\$ 2,525,672.66
Municipal Farmer's Market	21,200.00	25,633.00	21,220.00
Bureau of Docks	\$ 119,900.00	\$ 116,903.56	\$ 119,934.88
Outdoor Poor	\$ 9,500.00	.....	\$ 13,407.74
Bureau of Streets	\$ 108,200.00	\$ 50,000.00	\$ 108,247.64
Bureau of Street Cleaning	\$ 14,200.00	\$ 16,000.00	\$ 14,292.58
House Sewer Connections	\$ 20,500.00	\$ 25,000.00	\$ 27,056.27
Weights and Measures	\$ 2,382.50	.....	.....
From Sinking Fund Commis- sion:			
For Retirement of Water Bonds	\$ 200,000.00	.....	.....
For Retirement of City Bonds	50,000.00	.....	.....
Totals	<u>\$ 250,000.00</u>	<u>.....</u>	<u>.....</u>
Bureau of Motors—From Other Departments	\$ 313,900.00	\$ 340,000.00	\$ 313,940.67
Printing and Stationery—From Other Departments	\$ 44,800.00	\$ 49,000.00	\$ 44,868.19

APPROPRIATIONS FOR DEDICATED REVENUE PURPOSES

	Amount Appropriated		Expended and
	1938	1937	Reserved
			1937
Newark Airport	\$ 220,414.54	\$ 166,356.97	\$ 158,519.72
Bureau of Water	\$ 2,525,672.66	\$ 2,584,120.00	\$ 2,597,983.73
To General Budget Revenue....	.....	74,907.51	.....
	\$ 2,525,672.66	\$ 2,659,027.51	\$ 2,597,983.73
Outdoor Poor	\$ 9,500.00	.....	\$ 13,407.74
Municipal Farmers' Market	\$ 12,000.00	.....	.....
To General Budget Revenue	9,200.00	.....	.....
	\$ 21,200.00	\$ 25,633.00	\$ 21,995.20
Bureau of Docks	\$ 96,300.00	.....	.....
To General Budget Revenue....	23,600.00	.....	.....
	\$ 119,900.00	\$ 116,903.56	\$ 133,565.49
Bureau of Streets	\$ 108,200.00	\$ 50,000.00	\$ 108,247.64
Bureau of Street Cleaning	\$ 14,200.00	\$ 16,000.00	\$ 14,292.58
House Sewer Connections	\$ 20,500.00	\$ 25,000.00	\$ 27,056.27
Weights and Measures	\$ 2,382.50	.....	.....
Retirement of Term Bonds:			
Water Department	\$ 200,000.00	.....	.....
City Bonds	50,000.00	.....	.....
	\$ 250,000.00	.....	.....
Bureau of Motors	\$ 313,900.00	\$ 340,000.00	\$ 313,940.67
Printing and Stationery	\$ 44,800.00	\$ 49,000.00	\$ 44,868.19

RECAPITULATION

	Amount Appropriated		Expended and
	1938	1937	Reserved 1937
Department of Public Works....	\$ 3,541,973.00	\$ 3,137,411.59	\$ 3,104,363.84
Department of Revenue and Finance	679,513.00	611,637.00	611,626.77
Department of Public Safety....	5,817,527.83	5,897,928.00	5,893,563.17
Department of Public Affairs....	2,149,077.00	2,359,899.00	2,355,142.53
Department of Parks and Pub- lic Property	640,157.00	710,447.00	703,783.71
Non-Departmental	1,713,712.21	1,693,193.17	1,666,557.57
Contingent	25,000.00	35,000.00	18,519.44
Pension Funds	544,831.17	487,099.35	487,099.35
Debt Service	9,348,877.20	8,914,238.51	8,907,761.78
Deficits and Statutory Expendi- tures	7,411,239.81	1,214,433.98	2,882,564.34
Judgments	67,000.00	28,404.05	28,404.05
Local School Taxes	7,930,000.00	7,450,000.00	7,450,000.00
County Taxes (1938 Actual)....	4,810,434.48	5,112,094.20	5,112,094.20
State School Taxes (1938 Actual)	2,541,920.14	2,683,411.66	2,683,411.66
Soldiers' Bonus Tax (1938 Actual)	173,190.65	186,609.55	186,609.55
Utilities and Enterprises .....	.....	3,402.00	3,402.00
Emergencies Authorized not in- cluded above:			
City Railway .....	.....	105,000.00	.....
Emergency Relief .....	.....	700,000.00	.....
Totals	\$47,394,453.49	\$41,330,309.06	\$42,094,903.96
Reserve for Uncollected Taxes	10,850,559.92	9,302,042.06	9,302,042.06
GRAND TOTALS	\$58,245,013.41	\$50,632,351.12	\$51,396,946.02

NOTE: In accordance with the regulations prescribed by the state auditor, the "Appropriated for 1937" figures shown in this notice indicate the condition of the various 1937 Appropriation Accounts after transfers.

Mayor Ellenstein: In order to make it legal, now that the budget is adopted, in order that money can be appropriated for moneys expended or commitments made and approved by the City Commission since May 1st, it was thought, on the advice of the Law Department, that all these resolutions appropriating moneys to be expended or commitments made prior to May 1st, in compliance with the law, that these resolutions ought to be passed at this time.

I will ask the City Clerk to present the resolutions to the City Commission.

Commissioner Duffy offered the following resolutions:

RESOLVED, that the sum of Thirty thousand, one hundred twenty-eight dollars and twenty-seven cents (\$30,128.27) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Police Courts	1,048.32
Traffic Signal System	438.75
Fire Division	7,535.78
Building Division	209.61
Electrical Division	117.16
Police Division	20,763.65
	<hr/>
	\$30,128.27

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, that the sum of One thousand four hundred eighty-nine dollars and ninety-five cents (\$1,489.95) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 301.51
Auditor's Office	12.50
Treasurer's Office	7.00
Deputy Tax Collectors	3.00
Reserve for Over-payments Comptroller's Office	593.80
1938 Taxes	372.14
Contingent	200.00
	<hr/>
	\$ 1,489.95

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the sum of Four hundred twenty-eight dollars and four cents (\$428.04) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

City Clerk	\$ 149.15
Law Department	152.95
Central Purchase	95.18
C. Sundries (Court Costs)	30.76
	<hr/>
	\$ 428.04

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of One hundred two dollars and fifty-nine cents (\$102.59) be and the same is hereby appropriated to the person named on the annexed certified list, being the bill and claim of the Department of Inter-Departmental Departments as follows:

Department of Central
Purchase\$102.59

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Nine hundred eleven dollars and forty cents (\$911.40) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief
Administration\$911.40

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Eighty-six thousand eight hundred twenty-two dollars and thirty-five cents (\$86,822.35) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Direct \$ 86,822.35

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of One hundred and twenty-five dollars (\$125.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Newark Airport\$125.00

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, that the sum of Four thousand, three hundred seventy-eight dollars and thirty cents (\$4,378.30) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending May 4th and May 7th, 1938, inclusive as follows:

Shade Tree	\$ 2,265.60
Bureau of Docks	794.70
Public Buildings	1,318.00
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	\$ 4,378.30

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the sum of Thirty-five thousand seven hundred sixty-nine dollars and twenty-nine cents (\$35,769.29) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, weekly payroll, period ending May 4th, 1938.

Newark Airport	\$ 2,867.85
Bureau of Motors	2,683.80
Bureau of Streets	2,316.91
Bureau of Sewers	960.06

House Sewer Connections	243.70
Bureau of Street Cleaning	17,344.60
Bureau of Water	9,352.37
	<hr/>
	\$35,769.29

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Four hundred fifty-eight dollars and thirty-two cents (\$458.32) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, supplementary payroll from Dec. 1 to Dec. 31, 1937.

Bureau of Water\$458.32

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the sum of Six thousand three hundred twenty-eight dollars and forty-two cents (\$6,328.42) be and the same is hereby

appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Alms House	\$ 6,200.67
Director's Office	67.75
Public Outing	60.00
	<hr/>
	\$ 6,328.42

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 M. P. Duffy
 M. Ellenstein
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Seven thousand eight hundred seventy-five dollars and sixty-six cents (\$7,875.66) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
 Administration\$7,875.66

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 M. P. Duffy
 M. Ellenstein
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Twelve thousand, seven hundred two dollars and six cents (\$12,702.06) be and the same is hereby appropriated to the persons named on the annexed

certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Printing and Stationery	.....\$ 2,111.92
Public Buildings	.....6,099.08
Maintenance of Dog Pound	.....625.00
Miscellaneous Advertising	
—Printing and Stationery	.....108.24
Municipal Farmers' Market	.....71.26
W. P. A. Project No. 1435-7	.....65.97
W. P. A. Project No. 1485-7	.....191.10
W. P. A. Project No. 1546-7	.....116.15
W. P. A. Project No. 2191-7	.....183.28
Shade Tree	.....981.81
Bureau of Docks	.....150.00
Centre Market	.....1,892.20
Director's Office	.....8.00
Green & Franklin St. Property	.....38.00
Weights & Measures	.....60.05
	<hr/>
	\$ 12,702.06

Jos. M. Byrne, Jr.
 M. P. Duffy
 Vincent J. Murphy
 Pearce R. Franklin
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the sum of Three Hundred forty-four dollars and seven cents (\$344.07) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Cleaning	\$ 6.00
Public Lighting	5.00
Streets	19.23
Motors	27.48
Newark Airport	43.01
Water	243.35
	<hr/>
	\$344.07

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of One Thousand Two Hundred Twenty Dollars and Ninety-nine Cents (\$1,220.99) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Inter-Departmental Department as follows:

Labor Relations Board	\$ 25.54
The Sinking Fund Commission of the City of Newark, N. J.	15.00
Law Department	733.45
City Clerk	302.00
Board of Adjustment—	
Zoning	145.00
	<hr/>
	\$1,220.99

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED, that the sum of Seventy-five Dollars (\$75.00) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Bureau of Docks\$75.00

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the sum of One Hundred Eighty-four Dollars and Fifty-seven Cents (\$184.57), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Director's Office	\$ 75.37
Employment Bureau	10.08
Outdoor Poor Department.....	24.12
Bureau of Docks	75.00
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	\$184.57

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of
One Thousand One Hundred Ninety-
five Dollars and Thirty Cents (\$1,-
195.30), be and the same is hereby ap-
propriated to the persons named on
annexed certified lists, being the bills
and claims of the Department of Pub-
lic Works, as follows:

Emergency Relief
Administration\$1,195.30

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the
following resolution:

RESOLVED: That the sum of
One Hundred Sixty-eight Dollars
(\$168.00) be and the same is hereby
appropriated to persons named on
the annexed certified list being the
bills and claims of the Department of
Revenue and Finance as follows:

Tax Board\$ 73.00
Rents Foreclosed Properties.... 20.00
Bureau of Docks 75.00
\$168.00

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the fol-
lowing resolutions:

RESOLVED, that the sum of
Thirty-nine Dollars (\$39.00) be and
the same hereby is appropriated to
the persons named, as per certified
list attached, being the gross amount
of bills contracted and chargeable to
the Department of Public Affairs as
follows:

Water\$39.00

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, that the sum of
Seven Hundred Dollars (\$700.00) be
and the same hereby is appropriated
to the persons named, as per certified
list attached, being the gross amount
of bills contracted and chargeable to
the Department of Public Affairs as
follows:

Water\$700.00

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Five Hundred Thirty-five Dollars and Seventy-three Cents (\$535.73) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$535.73

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein,

Commissioner Franklin offered the following resolution:

RESOLVED, that the sum of Nine Hundred Forty-nine Dollars and Sixty Cents (\$949.60), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$949.60

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, that the sum of Four Thousand, Four Hundred Two Dollars and Ninety-five Cents (\$4,402.95) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending April 27th and April 30th, 1938, inclusive as follows:

Shade Tree\$ 2,284.00
Bureau of Docks 808.95
Public Buildings 1,310.00
\$ 4,402.95

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Fifteen Thousand, Two Hundred Fifty-eight Dollars and Eight Cents (\$15,258.08) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from April 16th to April 30th, 1938, inclusive as follows:

Bureau of Docks\$ 1,024.16
Construction Accounts—
P. W. A. Docket No.
1302 N. J. 748.33
Director's Office 798.33
Municipal Farmers' Market 295.82
Printing and Stationery.... 167.00
Public Buildings 9,084.05
Public Buildings—W. P. A.
Project No. 1485-7 145.83
Shade Tree 1,492.49
Smoke Abatement 154.16
Weights and Measures 1,347.91
\$ 15,258.08

Jos M Byrne, Jr
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the sum of Forty-five Thousand One Hundred Ninety-four Dollars and Thirty-one Cents (\$45,194.31) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer
Semi-monthly Payroll, Period
April 16-April 30, 1938, both
Incl.**

Director's Office	\$ 1,439.57
Newark Airport	4,770.81
Bureau of Lighting	420.00
Bureau of Streets	4,849.91
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,076.58
Bureau of Surveys	2,939.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,906.98
Newark Labor Relations Board	238.33
City Railway	854.16
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	\$ 45,194.31

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Thirty-five Thousand Seven Hundred Forty-four Dollars and Ten Cents (\$35,744.10) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer
Weekly Payroll, period ending
April 27, 1938.**

Newark Airport	\$ 2,814.60
Bureau of Motors	2,683.61
Bureau of Streets	2,127.81
Bureau of Sewers	901.83
House Sewer Connections	379.80
Bureau of Street Cleaning	17,615.31
Bureau of Water	9,221.14
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	\$ 35,744.10

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the sum of Eighty-seven Thousand Eight Hundred Eighty-three Dollars and Two Cents (\$87,883.02), be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the last half of April, 1938, as follows:

Director's Office	\$ 1,681.65
Employment Bureau	1,119.16
Bureau of Health	24,144.62
Newark City Hospital	23,252.10
Convalescent Hospital	1,930.82
Newark City Home	3,505.32
Bureau of Baths	5,298.14
Newark City Alms House	2,514.15
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	1,945.82
Emergency Relief	
Administration	19,964.98
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	\$ 87,883.02

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, that the sum of Twenty Thousand Four Hundred Three Dollars and Eighty-nine Cents (\$20,403.89) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance from April 16th to 30th, 1938, as follows:

Director's Office	\$ 1,241.65
Comptroller's Office	3,419.87
Tax Installment Bureau ..	362.49
Auditor's Office	1,970.00
Treasurer's Office	896.64
Tax Receiver's Office	2,102.03
Deputy Tax Collectors	1,576.15
Tax Board	7,560.94
Tax Revaluation	404.14
Street Imp. Charges	869.98
	<hr/>
	\$ 20,403.89

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the sum of Twelve Thousand Two Hundred Seven Dollars and Thirty Cents (\$12,207.30) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-Departmental Department from April 16th to April 30th, 1938, as follows:

Law Department	\$ 3,912.45
City Clerk	3,054.07
Elections	350.00
First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment—	
Zoning	460.00
Central Purchase	2,147.48
	<hr/>
	\$ 12,207.30

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED, that the sum of

Two Hundred Twenty-seven Thousand, Ninety-three Dollars and Ninety-Six Cents (\$227,093.96) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from April 16 to April 30, 1938, incl., as follows:

Director's Office	\$ 916.66
License Division	847.90
Building Division	3,137.47
Electrical Division	1,897.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	83,685.18
Police Division	134,248.91
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	\$227,093.96

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED, that the sum of Fifty-three Dollars and Twenty-four Cents (\$53.24) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance as follows:

Comptroller's Office\$53.24

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED, that the sum of Three Hundred Seventy-nine Dollars and Ninety-two Cents (\$379.92) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Building Division	\$106.40
Electrical Bureau	134.39
Police Courts	25.00
License Division	114.13
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	\$379.92

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the sum of One Thousand, Five Hundred Ninety-three Dollars and Seventy-six Cents (\$1,593.76) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Surveys	\$ 60.19
Director's Office	54.27
Streets	203.95

City Railway Const.	7.00
Motors	36.76
Street Cleaning	271.38
Newark Airport	245.47
Water	621.73
Sewers	93.01

\$ 1,593.76

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the sum of Four Thousand Seven Hundred Ten Dollars (\$4,710.00), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

W. P. A. Sewing Project\$4,710.00

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Eight Hundred Ninety-six Dollars and Cents (\$896.10), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$896.10

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the sum of Thirty-five Thousand Three Hundred Eighty-one Dollars and Ninety-eight Cents (\$35,381.98) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer
Weekly Payroll, Period Ending
April 20, 1933.

Newark Airport	\$ 2,743.40
Bureau of Motors	2,674.61
Bureau of Streets	2,057.27
Bureau of Sewers	912.56
House Sewer Connections	346.20
Bureau of Street Cleaning	17,695.20
Bureau of Water	8,952.74

\$ 35,381.98

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, that the sum of Four Thousand, Four Hundred Fourteen Dollars and One Cent (\$4,414.01) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending April 20th and April 23rd, 1938, inclusive as follows:

Shade Tree	\$ 2,307.51
Bureau of Docks	790.40
Public Buildings	1,316.00
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	\$ 4,414.01

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the Prosecutor was successful in an action entitled,

New Jersey Supreme Court

John Diskant,	:
Prosecutor,	:
vs.	:
	On Certiorari
Leo Cluesman, Zoning	:
Enforcement Officer of	:
The City of Newark, and	:
Board of Adjustment of	:
The City of Newark,	:
Defendants.	:

copy of which Rule allowed therein being attached hereto; and

WHEREAS, costs were allowed the prosecutor in the amount of \$94.25 against the defendants, copy of which is attached hereto;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the sum of \$94.25 be and is hereby appropriated to John Diskant and Harry Unger, Attorney, being the taxed costs allowed in the above entitled cause; and the Director of the Department of Revenue and Finance be and he is hereby authorized to pay the same.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Four Thousand Two Hundred Fifty-eight Dollars and Forty-three Cents (\$4,258.43) be and the same is hereby appropriated to persons named on the annexed certified lists being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 394.68
Comptroller's Office	264.72
Auditors Office	290.62
Treasurer's Office	927.79
Tax Board	1,443.81
Tax Revaluation	23.81
Tax Receiver	486.28
Tax Installment	175.90
Deputy Tax Collectors	148.29
Street Imp. Charges	102.53
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	\$ 4,258.43

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the sum of Nine Hundred Sixty Dollars and Forty Cents (\$960.40), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$960.40

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the sum of Eighty-seven Thousand Five Hundred Twenty Dollars and Twenty-five Cents (\$87,520.25) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

Law Department	\$ 573.07
City Clerk	1,714.14
Board of Adjustment—	
Zoning	59.54
District Courts	765.22
Central Purchase	847.50
Labor Relations Board	18.78
Free Library	43,500.00
Fire and Police Pension Fund	40,000.00
Elections	42.00
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	\$ 87,520.25

M. Ellenstein
Pearce R. Franklin

Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, that the sum of One Thousand, Three Hundred Ninety-nine Dollars and Sixty-two Cents (\$1,399.62) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Bureau of Docks	\$ 149.33
Director's Office	217.73
Municipal Farmers' Market	41.11
Public Buildings	77.11
Public Buildings—	
W. P. A. Project No. 1485-7	672.72
Smoke Abatement	30.87
Weights and Measures	56.55
Shade Tree	66.55
Shade Tree—W. P. A. Project No. 2181-7	88.15
	<hr/>
	\$ 1,399.62

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of

Four Thousand Dollars and no cents (\$4,000.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Bureau of Street Cleaning \$4,000.00

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One hundred five thousand, six hundred twenty-nine dollars and six cents (\$105,629.06) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 31,471.15
Motors	10,769.55
Street Cleaning	8,600.03
Newark Airport	2,547.78
Airport Const.	1,613.62
Streets	11,640.89
Sewers	531.64
House Sewer Conn.	167.28
Director's Office	17.09
Public Lighting	33,016.17
Surveys	22.36
Joint Outlet Sewer Maintenance	5,231.50
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	\$105,629.06

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Thousand, Seven Hundred Sixty-four Dollars and Twenty Cents (\$16,764.20) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$16,764.20

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Thirty Thousand Four Hundred Eighty-three Dollars and Two Cents (\$30,483.02), be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$27,053.93
Convalescent Hospital	3,429.09
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	\$30,483.02

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twelve Thousand Two Hundred Twenty-two Dollars and Thirty Cents (\$12,222.30) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-Departmental Department from April 1st to April 15th, 1938, as follows:

Law Department	\$ 3,912.45
City Clerk	3,054.07
Elections	365.00
First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment—	
Zoning	460.00
Central Purchase	2,147.48
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	\$ 12,222.30

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand, Four Hundred Twelve Dollars and Sixty-six Cents (\$35,412.66) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer
Weekly payroll, period ending April 13, 1938.

Newark Airport	\$ 2,680.15
Bureau of Motors	2,658.23
Bureau of Streets	2,073.08
Bureau of Sewers	827.63
House Sewer Connections	376.80
Bureau of Street Cleaning	17,604.95
Bureau of Water	9,191.82
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	\$ 35,412.66

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Forty-five Thousand, Three Hundred Eighty-two Dollars and Eight Cents (\$45,382.08) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer
Semi-monthly payroll, period April 1-April 15, 1938, both incl.

Director's Office	\$ 1,439.57
Newark Airport	1,517.49
Bureau of Lighting	420.00
Bureau of Streets	4,849.91
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,166.85
Bureau of Surveys	3,036.66
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,906.98
Airport Construction	3,253.32

Newark Labor Relations Board	238.33
City Railway	854.16
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	\$ 45,382.08

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Twenty Thousand Five Hundred Sixty-two Dollars and Twenty-two Cents (\$20,562.22) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance, from April 1st to 15th, 1938, as follows:

Director's Office	\$ 1,241.65
Controller's Office	3,419.87
Tax Installment Bureau	362.49
Auditor's Office	1,970.00
City Treasurer's Office	979.97
Receiver's Office	2,102.03
Arrears of Personal Taxes ..	1,576.15
Board of Assessment and	
Revision of Taxes	7,560.94
Revaluation Bureau	404.14
Board of Assessments for	
Local Improvements	944.98
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	\$20,562.22

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Eighty-eight Thousand, Four Hundred Twenty-four Dollars and Seventy-five Cents (\$88,424.75), be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of April, 1938, as follows:

Director's Office	\$ 1,681.65
Employment Bureau	1,194.16
Bureau of Health	24,181.28
Newark City Hospital	23,623.58
Convalescent Hospital	1,930.82
Newark City Home	3,416.10
Bureau of Baths	5,298.14
Newark City Alms House	2,508.15
Ivy Hill Power Plant	2,574.31
Outdoor Poor	1,985.82
Emergency Relief—	
Administration	20,030.74
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	\$ 88,424.75

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Four Thousand, Four Hundred Three Dollars and Seventy-nine Cents (\$4,403.79) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending April 13th

and April 16, 1938, inclusive, as follows:

Shade Tree	\$ 2,297.39
Bureau of Docks	812.40
Public Buildings	1,294.00
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	\$ 4,403.79

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Fifteen Thousand, Four Hundred Thirty-one Dollars and Twenty Cents (\$15,431.20) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from April 1st to April 15th, 1938, as follows:

Bureau of Docks	\$ 1,024.16
Construction Account—	
P. W. A. Docket N. J.	
1302-DS	823.33
Director's Office	788.33
Municipal Farmers'	
Market	295.82
Printing and Stationery....	163.00
Public Buildings	9,196.17
Public Buildings—W. P. A.	
Project No. 1485-7	145.83
Shade Tree	1,492.49
Smoke Abatement	154.16
Weights and Measures	1,347.91
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	\$ 15,431.20

Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Two Hundred Twenty-seven Thousand, Eight Hundred Sixty-five Dollars and Forty-five Cents (\$227,865.45), be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from April 1 to 15, 1938, incl., as follows:

Director's Office	\$ 916.66
License Division	847.90
Building Division	3,137.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	134,894.34
Fire Division	83,699.24
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	\$227,865.45

M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Twenty-Thousand, Nine Hundred Twenty-two Dollars and Ninety-four Cents (\$20,922.94) be and the same is hereby appropriated to the persons

named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Director's Office	\$ 25.51
Green & Franklin St. Property	263.59
Municipal Farmers Market	214.84
Smoke Abatement	40.30
Weights and Measures	181.41
Printing and Stationery....	13,346.92
Miscellaneous Advertising	472.35
Centre Market Rents	102.48
Public Buildings—W. P. A. Project No. 1435-7....	334.42
Public Buildings—W. P. A. Project No. 1546-7....	336.35
Public Buildings	4,362.17
Shade Tree	521.40
Shade Tree—W. P. A. Project No. 771-7	38.50
Shade Tree—W. P. A. Project No. 2579-7	57.70
Maintenance Dog Pound....	625.00
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	\$ 20,922.94

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eighteen Thousand, Three Hundred Eight Dollars and Sixty-nine cents (\$18,308.69), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Alms House \$	5,967.89
Bureau of Health	6,815.67

Newark City Alms House	43.97
Bureau of Health	327.40
Employment Bureau	17.94
Newark City Hospital	158.38
Convalescent Hospital	56.88
Newark City Home	176.39
Director's Office	165.74
Emergency Relief—Administration	15.97
Newark City Home	4,198.43
Outdoor Poor	140.00
United States Social Hygiene	165.00
Public Outing	59.03
	<hr/>
	\$ 18,308.69

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand, Forty-two Dollars and Ninety-two Cents (\$7,042.92), be and the same is hereby appropriated to the persons named, on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Administration	\$ 7,042.92
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Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED. That the sum of Thirty-seven Thousand, Four Hundred Thirty-Four Dollars and Thirty-four Cents (\$37,434.34), be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Reserve for Uncompleted	
Contracts	646.49
License Division	178.60
Police Courts	25.00
Police Division	19,373.13
Fire Division	17,196.12
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	\$ 37,434.34

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of One Hundred Twelve Dollars and Forty-one Cents (\$112.41), be and the same is hereby appropriated to the person named on the annexed certified list, being the bills and claims of the Department of Inter-Departmental Departments as follows:

Department of Central	
Purchase	\$112.41

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Nineteen Dollars and Thirty-five Cents (\$19.35), be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$19.35
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Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Eight Hundred Fifty-two Dollars and Thirty cents (\$852.30), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—	
Administration	\$852.30

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of Four Hundred Eighty-eight Dollars and Ninety Cents (\$488.90), be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$488.90

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Four Thousand, Three Hundred Fifty-Three Dollars and Eleven Cents (\$4,353.11) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending April 6th and April 9, 1938, inclusive, as follows:

Shade Tree\$ 2,345.27
Bureau of Docks 749.84
Public Buildings 1,258.00
\$ 4,353.11

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-six Thousand Two Hundred Twenty-three Dollars and Sixty-five Cents (\$36,223.65) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer
Weekly payroll, period ending April 6, 1938.

Newark Airport\$ 2,800.25
Bureau of Motors 2,688.34
Bureau of Streets 2,238.84
Bureau of Sewers 900.76
House Sewer Connections 346.13
Bureau of Street Cleaning 17,983.39
Bureau of Water 9,265.94
\$ 36,223.65

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Twelve Dollars and Fifty-two Cents (\$612.52), be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

City Clerk \$450 52
Board of Adjustment—Zoning 162.00

\$612.52

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: A motion to ad-
journ until the next regular meeting
on next Wednesday is in order.

Commissioner Duffy: I so move
you.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN,
PEARCE R. FRANKLIN,
M. P. DUFFY,
VINCENT J. MURPHY,
JOS. M. BYRNE, Jr.

The Board of Commissioners of
the City of Newark, New Jersey.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., May 18, 1938.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Day light Saving Time.

Present: Commissioners Byrne, Duffy, Franklin.

Absent: Commissioner Murphy, Mayor Ellenstein.

Commissioner Franklin, presiding.

Acting Mayor Franklin: The Clerk will read the minutes of the previous meetings.

Commissioner Duffy: I move that the reading of the minutes of the previous meetings be dispensed with.

The roll being called, the motion was declared adopted by the following Franklin.

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Franklin offered the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend Section 4 of an ordinance entitled: "An Ordinance to regulate the sale and distribution of milk, cream and milk products in The City of Newark," adopted July 1, 1931.

The Board of Commissioners of The City of Newark Do Ordain:

Section 1: That Section 4 of an or-

dinance entitled: "An ordinance to regulate the sale and distribution of milk, cream and milk products in the City of Newark," adopted July 1st, 1931, be and the same is hereby amended to read as follows:

"Section 4. GOVERNING THE SALE AND DISTRIBUTION OF MILK, CREAM AND MILK PRODUCTS.

SUBDIVISION 1: LICENSE.

(A) No person shall sell, or offer or expose for sale, or have in his or her possession for sale and/or delivery in the City of Newark, any milk, cream or milk products, without first having obtained a license for such sale and/or delivery.

(B) Said license shall be issued to applicant in his or her name by the Department of Health of the City of Newark only after and upon full compliance with the provisions of this ordinance, and for the calendar year or remainder of the year wherein the said license is granted, and shall expire on the last day of said year. Said license shall not be transferable, and shall at all times remain the property of the licensee.

(C) Every person obtaining a license for the sale or distribution of milk, cream or milk products in the City of Newark issued by the Department of Health of the City of Newark, shall pay a fee of two dollars (\$2.00) for such store, station, vehicle or wagon, used for the sale and/or distribution of milk, cream or milk products in the City of Newark, by said applicant. Said license shall entitle the holder thereof to sell and/or deliver the particular grade of milk, cream or milk products for which it

is issued. Should the licensee desire to sell and/or deliver other grades of milk, cream or milk products, from such wagon, vehicle, station or store, he or she must obtain additional licenses for each additional grade of milk, cream or milk products, and pay an additional fee of fifty cents (50c) for each different grade of milk, cream or milk product before any additional license is granted, provided, however, all provisions of this ordinance are fully complied with.

(D) Upon the granting of every such license, said Department of Health shall furnish to the licensee one (1) sign for each wagon or vehicle, station or store, used by said licensee for the sale and/or delivery thereof. Such sign shall be conspicuously placed, upon the right hand side of each wagon or vehicle, (in the case of a wagon or vehicle), and in store or station, in the case of a store or station, and shall be placed conspicuously above the counter and not be removed therefrom until the expiration of said license.

(E) No further license under this section of the ordinance, except those issued to the person operating the store, station, wagon or vehicle, shall be required for the sale, and/or delivery of milk, cream or milk products within the City of Newark;

(F) No store, station, wagon or vehicle shall be operated for the sale and/or delivery of milk, cream or milk products in the City of Newark unless under the licenses required by this ordinance.

SUBDIVISION 2: APPLICATION FOR LICENSE. PROCEDURE, REFUSAL.

(A) No person shall be granted a license for the sale and/or delivery of milk, cream or milk products within

the City of Newark, unless such person, shall first file with the Department of Health of the City of Newark a written application setting forth answers to the following questions:

1. Name of applicant for license;
2. Business address of applicant;
3. Grade of milk to be sold under license applied for;
4. Whether or not applicant has license for sale and/or delivery of milk, cream or milk products in any other municipality or locality; and
If so, where?
5. Whether or not applicant has ever held a similar milk dealer's license in the City of Newark, and whether or not such license was ever revoked;
6. Whether or not applicant has ever been found guilty of the violation of any of the rules, regulations or laws of the State of New Jersey, or any local ordinances, pertaining to the sale and/or delivery of milk, cream or milk products, and in particular by the State Milk Control Board, State Department of Health, or any local Board of Health within the State of New Jersey; and
If so, give determination in each case.
7. Whether or not the applicant has been found guilty of any violation as more particularly mentioned in the preceding question, in any municipality or state outside the State of New Jersey; and

If so, give full determination of each violation.

8. Whether or not the applicant has ever been convicted of a crime involving moral turpitude.

9. Whether or not the applicant has had any experience in the care, sale, and delivery of milk, cream or milk products; and

If so, state such experience.

10. Whether or not the applicant is familiar with the laws of New Jersey, ordinances of the City of Newark, and rules and regulations of the State and the City of Newark, pertaining to the sale and/or distribution of milk, cream and milk products.

11. Whether or not the applicant has a storage place for storing of milk, cream and milk products at 50° Fahrenheit, or lower, before its delivery; and state location thereof.

12. Whether or not the applicant has a delivery vehicle or wagon, station or store so constructed as to prevent dirt, dust, flies, or any unhealthful or injurious matter from contacting and contaminating such milk, cream or milk products, or containers wherein the same are contained; and

If so, whether such vehicle, wagon, store, or station only will be used with the license applied for.

13. Whether or not applicant will sell any articles of food other than dairy products in the vehicle, wagon, station or store, to be used with license applied for.

14. Whether or not the applicant has a vehicle, wagon, station or store, so constructed that ice or refrigeration can be at all times provided in and on said milk products, to keep the temperature of such milk, cream and milk products, while being delivered and/or sold, at 50° Fahrenheit.

15. State the name and place of business of the person, firm or corporation to furnish the applicant with milk, cream and milk products, during the period of said license.

16. Whether or not the applicant possesses a Food Handler's card issued by the City of Newark, Department of Health, certifying applicant has had a blood test for syphilis by a recognized laboratory, which shows freedom from syphilis in the infectious state, within a period of six months before application for food handler's certificate.

(B) The written answers of the applicant as more particularly set forth in paragraph (A) Subdivision 2 of this ordinance, shall be filed with the Department of Health of the City of Newark, and examined as to truthfulness by said Department, all of which findings shall be reported to the Director of the Department of Public Works, who is hereby authorized to issue or refuse said license.

(C) In the event the Director of the Department of Public Works shall refuse said license, he shall so notify the applicant by letter addressed to the applicant's address giving forth the reason for such refusal. The applicant may apply to the Director of the Department of Public Works for a hearing on such refusal, providing such application is made within five days of receipt of notice of the refusal. At said hearing the applicant may produce such testimony or information to disprove any facts which may be the basis of the refusal of said license.

(D) No person shall be granted a license for the sale and/or delivery of milk, cream or milk products within the City of Newark, where the following circumstances exist:

1. Where the applicant is not a resident of the City of Newark and is unable to furnish a written reference of a citizen of the City of Newark recommending applicant insofar as honesty, character and financial responsibility is concerned.

2. Where the applicant has had revoked, for the violation of any ordinances of the City of Newark, and/or laws of the State of New Jersey, and/or rules and regulations promulgated by the State Milk Control Board, State Board of Health or local Board of Health, his or her license previously issued by the City of Newark, for the sale and/or delivery of milk, cream or milk products.

3. Where the applicant has been found guilty within or without the State of New Jersey of any violation of any of the rules, regulations of any State Milk Control Board, or the like, State Board of Health, or any local Board of Health, or any ordinance or law pertaining to the sale and/or delivery of milk, cream or milk products.

4. Where the applicant does not have a sanitary place for storage of milk, cream or milk products at 50° Fahrenheit, or lower, adequate for his or her supply before sale and/or delivery.

5. Where the applicant's delivery vehicle, wagon, store or station is not constructed to prevent dirt, dust, flies, or unhealthful or injurious matter from contacting and contaminating such milk, cream and milk products or containers wherein the same are kept.

6. Where the applicant does not possess a food handler's certificate issued by the City of Newark Health Department, certifying the applicant has had a complete test for syphilis by a recognized laboratory which shall show the applicant free from

syphilis in the infectious state within a period of six months before the issuance of food handler's certificate.

7. Where the applicant sells or offers for sale, any articles other than dairy products in the vehicle or wagon to be used under the license applied for.

8. Applicant's vehicle, wagon, station or store is not constructed so that ice or refrigeration can be at all times provided for said milk, cream and milk products, or the containers thereof, while being sold and/or delivered at 50° Fahrenheit, or lower.

9. Where the applicant's vehicle or wagon to be used with license applied for shall not have top and side curtains, and vehicle used for wholesale delivery shall not be provided with a water proof and weather proof cover sufficient to cover the containers of milk, cream and milk products in said vehicle during inclement and warm weather.

10. Where the place from which applicant is to obtain his or her supply of milk, cream and milk products during the period of said license, does not meet with requirements of the State Board of Health, local Board of Health, and any State law, or ordinance, regulations, rules, governing and regulating sanitary conditions.

11. Where the applicant shall obtain milk, cream or milk products from a broker, jobber, or other concern who obtains milk, cream or milk products from other sources than those approved by the Department of Health, or any other required body.

SUBDIVISION 3: REVOCATION:

(A) Whenever a license shall have been heretofore issued under and by virtue of this ordinance, and amendments thereof, said license may be suspended or revoked by the Director of the Department of Public Works, for any of the following reasons:

1. Where the licensee shall have violated any of the provisions of this ordinance, and amendments thereof.

2. Where the licensee, or any person living in his or her household, is suffering with any illness, sickness or disease of a contagious nature, in which case said licensee shall be suspended during said period, and shall not be restored until the Department of Health of the City of Newark shall certify the licensee, or such sick person, to have been cured and free from any such illness.

3. When a licensee, or any other person living in his or her household, upon being charged by the Department of Health, with being afflicted with a disease of a contagious nature, shall refuse to undergo a physical examination and blood test for such contagious disease.

4. Where licensee has been found guilty of a violation of any of the rules, regulations, laws of the State of New Jersey, or any local ordinance pertaining to the sale and/or delivery of milk, cream and milk products and in particular of the State Milk Control Board, State Department of Health, or the local Board of Health.

5. Where the licensee shall have been convicted of a crime involving moral turpitude.

6. Where the licensee shall fail to have a storage place for the storage of milk, cream and milk products at 50° Fahrenheit, or lower, before the sale and/or delivery of same, and/or shall refuse, upon request, forthwith to allow the Department of Health or any of its inspectors, to inspect said storage place.

7. Where the licensee's delivery vehicle or wagon, station or store becomes unsanitary, dirty, and unhealthful, and its construction does not prevent dirt, dust, flies, or any

unhealthful or injurious matter from contacting and contaminating such milk, cream and milk products, and the containers wherein same are contained.

8. Where licensee's vehicle, wagon, station or store does not provide a temperature of 50° Fahrenheit, or lower, for said milk, cream and milk products, while being sold and/or delivered.

10. Where licensee exposes for sale and/or delivery, milk, cream and milk products from a person, firm or corporation other than a person, firm or corporation represented in the application for said license, unless the consent of the Board of Health is given to the licensee to accept for sale and/or delivery, such milk, cream or milk products of such other person, firm or corporation.

11. Where the licensee obtains one grade of milk from more than one source, without first obtaining permission of the Department of Health.

12. Where the licensee changes his or her source of milk, cream or milk products supply, or accepts any additional supply, without having first obtained the written permission of the Board of Health, who shall inquire into the grade and quality of said milk, cream or milk products, and refuses to give such consent, unless said milk, cream or milk products meets all the requirements of this ordinance, State laws of New Jersey, local Board of Health, State Board of Health and State Board of Milk Control.

13. Where any person licensed to sell and/or deliver milk, cream or milk products in the City of Newark, shall, upon notification by the Department of Health, or its officers, fail immediately to withdraw any source of his or her milk, cream or milk product supply, not produced, handled or distributed in compliance

with the provisions of this ordinance, or the laws of this State.

14. Where any licensee shall fail to allow the Department of Health, or any of its officers, to examine the place wherein said milk, cream or milk products are stored and/or sold or kept during delivery, and where any licensee shall refuse to furnish the Department of Health, or any of its officers, or employees, with a sample, or samples of the milk, cream or milk products, for analysis.

15. Where the licensee fails to have a certified Food Handler's card, issued by the Department of Health of the City of Newark, certifying that the applicant has had a blood test for syphilis by a recognized laboratory, which shall show freedom from syphilis in the infectious state.

SUBDIVISION 4: RESTRICTIONS:

(A) It shall be unlawful for any person to sell, expose for sale, distribute, produce or handle or have in his or her possession with intent to sell or distribute in the City of Newark, milk, cream or milk products which have been produced upon premises whereon any person shall be ill with a communicable disease; and notice shall immediately be given said Department of Health of the existence of any such disease upon such premises; milk, cream or milk products produced upon the premises of any person, firm or corporation failing to give such notice, shall not be sold, distributed, or delivered in the City of Newark, until special permission therefor has been obtained from said Department of Health.

(B) No milk, cream or milk product containers (bottles, etc.) shall be collected from any premises where there exists a case of communicable disease or where such a case existed, until written permission has been obtained from the Department of

Health to remove such milk, cream or milk product containers from the infected premises.

SUBDIVISION 5:

Nothing contained in this ordinance shall be construed to require a license for the sale of condensed or evaporated (preserved) milk in hermetically sealed cans, excepting cream or cream mix in hermetically sealed cans.

Section 2: All ordinances and parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

Section 3: If any section, part of section, sentence, clause or phrase of this ordinance shall be held to be unconstitutional or invalid, the remaining provisions hereof shall nevertheless remain in full force and effect.

Section 4: This ordinance shall take effect immediately, upon final passage, and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Franklin moved that June 1st, 1938, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

The City Clerk presented An Ordinance providing for the issuance of Bonds of the City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move it be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Five Hundred Two Thousand, Four Hundred Twenty-six Dollars and Forty-one Cents (\$502,426.41) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Public School Appropriation	\$500,000.00
Fiscal Agent	2,386.15
Comptroller's Office	20.26
Foreclosure Costs	20.00
	<hr/>
	\$502,426.41

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Twenty-nine Thousand Four Hundred Seventy-seven Dollars and Ninety-four Cents (\$29,477.94) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$29,477.94

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Twenty Thousand, Four Hundred and Three Dollars and Eighty-nine Cents (\$20,403.89) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls from May 1st to May 15th, 1938, of the Department of Revenue and Finance, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Auditors' Office	1,970.00
Treasurer's Office	896.64
Tax Receiver	2,584.52
Deputy Tax Collectors	1,876.96
Tax Board	7,560.94
Tax Revaluation	404.14
Street Improvements	869.98
	<hr/>
	\$ 20,403.89

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Two Hundred Twenty-six Thousand, Seven Hundred Sixty Dollars and Fifteen Cents (\$226,760.15) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from May 1 to 15, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	847.90
Building Division	3,137.47
Electrical Division	1,897.48
First Criminal & Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	134,023.04
Fire Division	83,577.24
	<hr/>
	\$226,760.15

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Four Hundred Eighty-five Dollars and Thirty-nine Cents (\$485.39), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Administration	\$485.39
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Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Eighty-seven Thousand, Seven Hundred Ninety-four Dollars and Seventy-two Cents (\$87,794.72) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of May, 1938, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	22,888.73
Newark City Hospital	23,235.39
Convalescent Hospital	1,890.92
Newark City Home	3,236.02
Bureau of Baths	5,298.14
Newark City Alms House	2,534.15
Ivy Hill Power Plant	2,535.87
Outdoor Poor Department	1,945.82
Emergency Relief—Administration	22,663.13
	<hr/>
	\$ 87,794.72

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Fifty-seven Thousand, Seven Hundred Thirty Dollars and Sixty-seven Cents (\$57,730.67) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

W. P. A. Sewing Project \$	4,940.00
Ivy Hill Power Plant	178.00

United States Social	
Hygiene	414.60
Bureau of Health	6,958.92
Ivy Hill Power Plant	1,470.25
Convalescent Hospital	2,106.21
Bureau of Baths	4,573.93
Newark City Home	5,262.31
Newark City Hospital	31,826.45
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	\$ 57,730.67

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Thirteen Thousand, Seven Hundred Fifty Dollars and Twenty-four Cents (\$13,750.24) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from May 1st to May 15th, 1938, as follows:

Director's Office	\$ 838.33
Smoke Abatement	154.16
Public Buildings	8,384.26
Municipal Farmers' Market	343.82
Centre Market	96.00
Weights and Measures	827.94
Printing and Stationery....	180.00
Shade Tree	1,525.23
Bureau of Docks	1,024.16
Construction Account P. W. A. Docket N. J. No. 1302-DS	230.51
W. P. A. Project No. 1485-7	145.83
	<hr/>
	\$ 13,750.24

Jos M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Four Hundred Thirty-four Dollars and Seventeen Cents (\$434.17) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 12.92
Shade Tree	142.95
Smoke Abatement	20.14
W. P. A. Project No. 771-7	142.65
W. P. A. Project No. 2579-7	95.10
Weights and Measures	20.41
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	\$ 434.17

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Four Thousand, One Hundred Eighty-Four Dollars and Six Cents (\$4,184.06) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending May 11th and May 14th, 1938, inclusive, as follows:

Shade Tree	\$ 2,249.96
Bureau of Docks	734.10

Public Buildings 1,200.00
 \$ 4,184.06

Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Six Thousand, Twenty-one Dollars and Eighty-three Cents (\$6,021.83) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Parks and Public Property, as follows:

Bureau of Docks\$6,021.83

Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Eight Hundred Fifty-four Dollars and Ten Cents (\$854.10) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Parks and Public Property, as follows:

Docks\$854.10

Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Hundred Four Thousand, Thirteen Dollars and Forty Cents (\$104,013.40) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Streets	\$ 2,214.49
Surveys	405.05
Newark Labor Relations Board	10.00
Public Lighting	33,031.37
Newark Airport	1,926.63
Street Cleaning	6,214.85
Motors	24,572.36
Sewers	141.18
House Sewer Conn.	599.23
Director's Office	105.82
Water	34,830.42
	<u>\$104,013.40</u>

Pearce R. Franklin
 M. P. Duffy
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Fifteen Thousand, Eight Hundred Thirty-eight Dollars and Thirty-seven Cents (\$15,838.37) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the

Department of Public Affairs, as follows:

Street Construction WPA	\$ 15,420.55
Street Construction WPA	46.82
Sewer Construction WPA..	248.60
Sewer Construction WPA..	122.40
	<hr/>
	\$ 15,838.37

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Five Thousand Two Hundred Four Dollars and Nine cents (\$5,204.09) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	\$ 4,757.12
Street Construction	163.00
Sewer Construction	283.97
	<hr/>
	\$ 5,204.09

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Forty-five Thousand One Hundred Sixty-seven Dollars and Twenty-one Cents (\$45,167.21) be and the same hereby is appropriated to the persons named, as per certified list at-

tached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, semi-monthly payroll, period May 1-May 15, 1938, both incl.

Director's Office	\$ 1,439.57
Newark Airport	4,770.81
Bureau of Lighting	420.00
Bureau of Streets	4,849.91
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,076.58
Bureau of Surveys	2,939.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,879.88
Newark Labor Relations Board	238.33
City Railway	854.16
	<hr/>
	\$ 45,167.21

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Thirty-five Thousand Four Hundred Sixty-six Dollars and Fifty-two Cents (35,466.52) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, weekly payroll, period ending May 11, 1938.

Newark Airport	\$ 2,806.50
Bureau of Motors	2,674.61

Bureau of Streets	2,201.66
Bureau of Sewers	973.33
House Sewer Connections	214.90
Bureau of Street Cleaning	17,266.66
Bureau of Water	9,328.86

\$ 35,466.52

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of Twelve Thousand, One Hundred and Ninety-seven Dollars and Thirty Cents (\$12,197.30) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls from May 1 to May 15, 1938, of the Inter-Departmental Department, as follows:

Law Department	\$ 3,912.45
City Clerk	3,054.07
Elections	340.00
First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment	460.00
Central Purchase	2,147.48

\$12,197.30

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of One Million One Hundred Ninety-seven Thousand Fifty-one Dollars and Thirty-five cents (\$1,197,051.35)

be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

Fire and Police Pension Fund	\$284,292.54
Board of Health Pension Fund	17,493.15
Board of Works Pension Fund	34,396.33
Municipal Employees Pension Fund	33,649.15
Free Library	389,500.00
Newark Museum	95,300.00
Technical School	69,250.00
Maintenance Passaic Valley Sewer	273,170.18

\$1,197,051.35

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

RESOLVED: That the sum of One Thousand Forty-four Dollars and Ten Cents (\$1,044.10) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

Unpaid 1937 Salaries	\$1,044.10
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Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Duffy offered the following resolutions:

WHEREAS, Michael P. Duffy, Director of the Department of Public Safety, is causing to be filed with the United States Works Progress Administration, a project application for alteration, fireproofing of floor, general repair and painting of Truck Company Number Eight (8) in the Fire Division, Department of Public Safety; and

WHEREAS, the contribution of the United States Works Progress Administration for said Project amounting to \$10,321.00 is contingent upon the expenditure of \$4,734.10 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Safety is hereby authorized to expend the sum of \$4,734.10 for the purpose aforesaid.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

WHEREAS, Michael P. Duffy, Director of the Department of Public Safety, is causing to be filed with the United States Works Progress Administration, a project application for alteration, fireproofing of floor, general repair and painting of Engine Company Number Two (2) in the Fire Division, Department of Public Safety; and

WHEREAS, the contribution of the United States Works Progress Administration for said Project amount-

ing to \$35,120.70 is contingent upon the expenditure of \$16,138.70 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Safety is hereby authorized to expend the sum of \$16,138.70 for the purpose aforesaid.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Franklin offered the following resolution:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for Refined Asphalt Cement, for use in the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. (D ST) on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Duffy offered the following resolutions:

BE IT RESOLVED, by the Board of Commissioners of The City of

Newark, that under and by virtue of the authority of the provisions of an Act of The Legislature of the State of New Jersey, entitled: "Revised Statutes, Title 33, Chapter 1, as Amended and Supplemented," Gustave E. Wiedenmayer be and he is hereby designated and appointed a member of the Municipal Board of Alcoholic Beverage Control hitherto created by a resolution, for the term of three (3) years, commencing April 24, 1938. This resolution shall take effect immediately.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

WHEREAS, Frank Restaino having been employed by The City of Newark for a period from April 2, 1910, to July 1, 1936, and having reached the age of seventy-five (75) years in the year 1936, having been born on July 24, 1861; and

WHEREAS, the said Frank Restaino had been employed as aforesaid as a laborer in the Department of Public Affairs Division of Streets, at Fifty-four cents (54c) per hour; and

WHEREAS, by virtue of an act of the Legislature Revised Statutes of New Jersey, 1937, Title 43, Chapter 12, Article 1, provides as follows:

"A person who has been continuously in the employ of any city for a period of twenty-five years and has reached the age of seventy years may retire or be retired at anytime thereafter. On and after retirement he shall be paid by the City one-half of the amount he

was receiving as salary from the City at the time of his retirement."

and,

WHEREAS, the said Frank Restaino did on or about July 1, 1936, make application for retirement under the aforesaid Act; and

WHEREAS, upon the failure of the City to grant a pension to the said Frank Restaino under the aforesaid Act, an action was brought on his behalf under the Declaratory Judgment Act, in the Essex County Circuit Court, for a determination as to his right to said pension; and

WHEREAS, judgment has been entered in the Essex County Circuit Court, sustaining the claim of the said Frank Restaino to a pension under the aforesaid Act, copy of which judgment is attached hereto and made part hereof; and

WHEREAS, under the said judgment it was determined that the said Frank Restaino was a full-time employee and entitled to be pensioned under the aforesaid law; and

WHEREAS, under the provisions of the aforesaid Act he is entitled to one-half of his salary as a pension upon retirement; and

WHEREAS, it has been determined that the amount of compensation for a full-time employee, at the above stated rate, on a 40-hour week, would amount to \$21.60 per week; and

WHEREAS, the annual compensation would amount to \$1123.20, and one-half thereof to \$561.60;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that Frank Restaino, employed as aforesaid as a laborer, under Civil Service tenure,

from April 2, 1910, to July 1, 1936, in the Department of Public Affairs, Division of Streets of The City of Newark, having been employed over a period of twenty-five (25) years and having passed the age of seventy (70) years, is hereby retired from the service of The City of Newark effective as of July 1, 1936, at a pension of \$561.60 per year, said pension to be paid during the term of his natural life, and to be paid from the the appropriation for the Department of Public Affairs, Division of Streets, of The City of Newark, pursuant to the Laws of the State of New Jersey (Revised Statutes of New Jersey, 1937, Title 43, Chapter 12, Article 1).

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that resolution No. 2494, adopted by this Board on May 11, 1938, authorizing execution of 3 certain leases between The City of Newark and the following:

The Trust Company of New Jersey,

Coco-Cola Bottling Company of New York, Inc.; and Gennaro M. Guarino and William M. Amick,

for the leasing by the City from the above named of certain vacant land, in the City of Newark, for the storage, etc., by the City of 48-inch circular water pipe, be and the same is hereby rescinded.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that a certain lease between Gennaro M. Guarino and William M. Amick and The City of Newark, for the leasing by said individuals to the City of certain vacant land in the City of Newark, for the storage, etc., by the City of 48-inch circular water pipe, etc., as in said lease, a copy of which is attached hereto, is more particularly set forth, be and the same is hereby approved; and the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute said lease, on behalf of the City, on the adoption of this resolution.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that a certain lease between Coca-Cola Bottling Company of New York, Inc., and The City of Newark, for the leasing by said company to the City of Vacant land in the City of Newark, for the storage, etc., of 48-inch circular water pipe, as in said lease, a copy of which is attached hereto and made part hereof, be and the same is hereby approved; and the Director of the Department of

Public Affairs and the City Clerk are hereby authorized and directed to execute said lease, upon the adoption of this resolution.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that a certain lease between The Trust Company of New Jersey and The City of Newark, for the leasing by said Company to the City of vacant land in the City of Newark, for the storage, etc., of 48-inch circular water pipe, etc., as in said lease, a copy of which is attached hereto and made part hereof, is more particularly set forth, be and the same is hereby approved; and the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute said lease, on behalf of the City, on the adoption of this resolution.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Franklin offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for

furnishing and delivering meats, meat products and poultry for the various institutions and the Lodging House in the Department of Public Works, for the period of four (4) months and two (2) months respectively; therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering of said meats to the City of Newark, be and the same hereby are awarded to the following named firms, in the approximate amounts set opposite their respective names, being the lowest responsible bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark proper contracts for furnishing and delivering said meats, meat products and poultry:

Armour & Company, approximately \$2,166.67.

Essex Beef Company, approximately \$870.20.

John Gialanella, approximately \$6,208.99.

Fred Horns, approximately \$6,278.43.

Ideal Packing Company, approximately \$10,681.22.

Lair & Brydon, approximately \$4,232.56.

Palumbo & Cicalese, approximately \$241.80.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy Franklin.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering one (1) Buick automobile for the Department of Public Works.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

WHEREAS, in accordance with the law and by authority of the Board of Commissioners of the City of Newark, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of busses for the transportation of W. P. A. workers to various designations in the County of Essex;

WHEREAS, the Public Service Coordinated Transport have bid the sum of Nine dollars and fifty cents (\$9.50) per bus per day to Project No. 33-18-7, and Nine dollars and fifty cents (\$9.50) per bus per day to Project No. 33-16-7, which proposal has been accepted as the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the proposal of said Public Service Coordinated Transport, be and the same is hereby accepted and the contract awarded to the Public Service Coordinated

Transport, at the prices aforesaid and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

WHEREAS, in accordance with the law and by authority of the Board of Commissioners of the City of Newark, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of busses for the transportation of W. P. A. workers to various designations in the County of Essex;

WHEREAS, the Italiano La Spada Company have bid the sum of Twelve dollars (\$12.00) per bus per day to Project No. 3241-7, which proposal has been accepted as the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the proposal of said Italiano La Spada Company, be and the same is hereby accepted and the contract awarded to the Italiano La Spada Company, at the price aforesaid, and the Law Department is directed to prepare the contract for the said work upon the adoption of this resolution, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute the said contract.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of the labor and materials for the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations; and

WHEREAS, the New Jersey Iron & Steel Construction Company bid the sum of Sixteen thousand three hundred four dollars (\$16,304.00) for the structural steel and miscellaneous ironwork in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations, which has been accepted, being the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, New Jersey, that the contract for the structural steel and miscellaneous ironwork in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations, be and the same is hereby awarded to the New Jersey Iron & Steel Construction Company, for the sum of Sixteen thousand three hundred and four dollars (\$16,304.00), and the Director of the Department of Public Works and the City Clerk are hereby authorized to execute on the part of the City of Newark, proper contract.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of the labor and materials for the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations; and

WHEREAS, Buhl & Caffrey, Inc. bid the sum of Thirteen thousand three hundred twenty-seven dollars (\$13,327.00) for the electrical work in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations, which has been accepted, being the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, New Jersey, that the contract for the electrical work in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations, be and the same is hereby awarded to Buhl & Caffrey, Inc., for the sum of Thirteen thousand three hundred twenty-seven dollars (\$13,327.00), and the Director of the Department of Public Works and the City Clerk are hereby authorized to execute on the part of the City of Newark, proper contract.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of the labor and materials for the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations; and

WHEREAS, Frank J. Hills, Inc. bid the sum of Two thousand one hundred fifty-six dollars and five cents (\$2,156.05) for the Sprinkler Equipment and standpipe in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations, which has been accepted, being the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, New Jersey, that the contract for the sprinkler equipment and standpipe in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations, be and the same is hereby awarded to Frank J. Hills, Inc., for the sum of Two thousand one hundred fifty-six dollars and five cents (\$2,156.05), and the Director of the Department of Public Works and the City Clerk are hereby authorized to execute on the part of the City of Newark, proper contract.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of the labor and materials for the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations; and

WHEREAS, the Otis Elevator Company bid the sum of Twelve thousand and eighty-two dollars (\$12,082.00) for the freight elevator and new elevator entrance for two existing elevators in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations, which has been accepted, being the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, New Jersey, that the contract for the freight elevator and new elevator entrances for two existing elevators in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations, be and the same is hereby awarded to the Otis Elevator Company, for the sum of Twelve thousand and eighty-two dollars (\$12,082.00), and the Director of the Department of Public Works and the City Clerk are hereby authorized to execute on the part of the City of Newark, proper contract.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of the labor and materials for the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations; and

WHEREAS, the Schurman Construction Corporation bid the sum of Forty-three thousand two hundred thirty dollars (\$43,230.00), for the General Construction Work in connection with the elimination of these existing fire hazards and such other work in connection with the City Hospital alterations, which has been accepted, being the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, New Jersey, that the contract for the general construction work in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations, be and the same is hereby awarded to the Schurman Construction Corporation, for the sum of Forty-three thousand two hundred thirty dollars (\$43,230.00), and the Director of the Department of Public Works and the City Clerk are hereby authorized to execute on the part of the City of Newark proper contract.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Byrne offered the following resolutions:

WHEREAS, the American Wood Flour Co., Inc. a corporation, is the lessee from the City of Newark of three tracts of land situate at Port Newark Terminal in the City of Newark, which leases are as follows:

Parcel No. 1—On map attached to the lease and made a part thereof, dated August 22, 1934, for a period of five (5) years, beginning August 1, 1934, and ending August 1, 1939; rental \$1,750.00 per year for the first two years, and 2,000.00 per year for the next three years.

Parcel No. 2—On aforesaid map—lease dated September 25, 1935, from October 1, 1935, to August 1, 1939, at an annual rental of \$750.00 per year.

Parcel No. 3—On aforesaid map—lease dated October 1, 1935, for a period beginning October 1, 1935, ending on August 1, 1939, at an annual rental of \$300.00.

and,

WHEREAS, this corporation has been in financial difficulties and is in process of reorganization under the bankruptcy laws, and the trustees have requested a reduction in the rents as a consideration for the continuance of the business made necessary under the reorganization plan; and

WHEREAS, the Director of the Department of Parks and Public Property has decided that it is for the best interests of The City of Newark that the rents for the remaining periods of the respective leases be reduced twenty-five per cent (25%);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the aforesaid three leases, between The City of Newark and the American Wood Flour Co., Inc., dated August 22, 1934, for Parcel No. 1, September 25, 1935, for Parcel No. 2, and October 1, 1935, for Parcel No. 3, be and the same are hereby amended, altered and modified in the matter of the rentals to be paid from and after

to the expiration of

the lease, that is, that the total annual rental for the said three parcels of land be and the same is reduced from the annual amount of \$3,050.00, as provided for under the terms of the leases, to the aggregate amount of \$2,287.50 annually, from the aforesaid date to the expiration of the said leases, thereby effecting a 25% reduction in the amount of the rents for the unexpired period of said leases.

It is understood, however, that nothing contained herein shall be deemed to alter or vary the terms or covenants of the aforesaid leases, and that the options to renew, or any renewals provided for in said leases, shall be determined, in the matter of rentals, according to the rentals originally provided for in said leases.

AND, BE IT FURTHER RESOLVED; that the Director of the Department of Parks and Public Property is hereby authorized to execute on behalf of the City of Newark amendments to the said leases to conform to the aforesaid reduction in rentals.

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering paper cups and toilet tissue; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said paper cups and toilet tissue to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Board of Commissioners and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said toilet tissue and paper cups:

C. G. WINANS COMPANY—
Newark, N. J.

Approx. 459 cases toilet tissue, 50 rolls to case, 2,000 sheets to roll, standard case lots, @ .524. roll.

Approx. 770,000 3½ ounce paper cups, flat bottom @ \$1.79 M less 2%.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Duffy offered the following resolution:

WHEREAS, on an appeal to the

Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (Unity Building and Loan Association, owner); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 67-69 River Street; on condition that this station is operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date of approval by the Board of Commissioners;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

Acting Mayor Franklin: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., May 17, 1938.

The Board of Commissioners
of The City of Newark

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40;55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

18 Park Street, Nick Caputo; in a 1st industrial district the installation of one gasoline pump in present automobile parking station; such use to be limited to the period ending May 11, 1939;

*36-46 Hill Street and 40-44 Court Street; Modern Parking Co.; renewal of permit for automobile parking station; such use to be limited to the period of two years ending May 13, 1940.

Respectfully submitted,

Board of Adjustment.
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of May 18, 1938.)

Received, copy to be sent to each Commissioner and further action postponed to May 25, 1938.

Commissioner Duffy: I move the rules be suspended in both matters.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Duffy offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Modern Parking Co. (Clara E. Schmauder, owner); for the renewal of permit for automobile parking station; premises 36-46 Hill Street and 40-44 Court Street; such use to be limited to the period of two years ending May 13, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

Acting Mayor Franklin: Does anyone desire to be heard in opposition to the application of the Modern Parking Company?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

WHEREAS, On an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (Eleanor J. Irvine, owner); for the installation of one gasoline pump in present parking station in a 1st industrial district; premises 18 Park Street; such use to be limited to the period ending May 11, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

Acting Mayor Franklin: Does anybody desire to be heard in opposition to the application of Mr. Caputo

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Franklin offered the following resolution.

RESOLVED, that the following bonds be and the same are hereby approved as to sufficiency:

AUCTIONEERS' BONDS

Louis I. Bergman, 98 Branford Place.

Charles A. Bernstein, 333 15th Avenue.

Adolph Mann, 264 Springfield Avenue.

KEEPER OF JUNK SHOP

Carmine Giordano, 106 Delancy Street.

J. Kaplus & Son, Inc., 323-7 Frelinghuysen Avenue.

Antonio Lanza, 87 Delancy Street.

Sebastian Martone, 301-303 Chestnut Street.

Orchard Smelting & Refining Co., Inc., 321-323 Chestnut Street.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolu-

tion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

APPROVED:

PEARCE R. FRANKLIN,
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., May 25, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy.

Absent: Mayor Ellenstein.

Commissioner Murphy, presiding.

Acting Mayor Murphy: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing compensation for the members of the Board of Adjustment of The City of Newark, under the provisions of Chapter 274, of the Laws of 1928, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move it be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of Bonds of The City of Newark to finance the completion of certain swimming pools, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move we strike out the ordaining clause.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the issuance of bonds of The City of Newark to raise money for the purpose of constructing swimming pools in public parks or playgrounds, or municipal property.

The Board of Commissioners of The City of Newark Do Ordain; as follows:

Section 1. It is hereby determined and stated that it is necessary that The City of Newark shall raise money for the purpose of financing the cost of constructing four swimming pools in the public parks or playgrounds known as Hayes Park East and Hayes Park West and in the public playground abutting on Boylan Street, and upon municipally owned property in the Department of Public Affairs on Clifton Avenue; and that said purpose is not a current ex-

pense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is One Million Two Hundred Eighty Thousand, Eight Hundred Seventy-three and 54/100 Dollars (\$1,280,873.54); (b) the estimated maximum amount of money necessary to be raised by said City from all sources for said purpose is Eight Hundred Fifty Thousand Dollars (\$850,000), of which One Hundred Fifty Thousand Dollars (\$150,000) has heretofore been raised by the issuance of bonds of said City; (c) the maximum amount which is to be charged as part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40; 1-55 of said law, is One Hundred Fifty Thousand Dollars (\$105,000); and (d) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Seven Hundred Thousand Dollars (\$700,000) in addition to the bonds of the aggregate principal amount of One Hundred Fifty Thousand Dollars (\$150,000) heretofore issued for said purpose.

Section 3. It is hereby determined that part of the cost of said purpose in labor or materials is to be met by the Works Progress Administration of the United States of America, and that such part is estimated to amount to the sum of Four Hundred Thirty Thousand Eight Hundred Seventy-three and 54/100 Dollars (\$430,873.54).

Section 4 Pursuant to Section 40: 1-12 of said Local Bond Law, the sum of Forty-six Thousand Six Hundred Sixty-six and 66/100 Dollars (\$46,666.66) shall be included as a down payment to finance said purpose in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Seven Hundred Thousand Dollars (\$700,000) to be designated "Public Improvement Bonds" are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Seven Hundred Thousand Dollars (\$700,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Local Bond Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall

at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the period of usefulness of the purpose for the financing of which said bonds and notes are to be issued is a period of fifteen years, computed from the date of said bonds.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by Seven Hundred Thousand Dollars (\$700,000) and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in sub-division (d) of Section 40: 1-16 of said Law.

Section 10. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that June 8th, 1938, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second

floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Acting Mayor Murphy: I want to call this to the attention of the Commission: The Housing Authority has requested a loan of \$5,000, which will be repaid to the City. Under the law the Housing Authority cannot use any city employees. It is a separate and entirely distinct set-up. They feel until such time as they can receive funds from the Government they would like the City to help them with operating costs and payment of any salaries that may be necessary, until the advance comes from the Federal Government. I make this explanation because I don't know whether Commissioners Duffy and Franklin are familiar with the Law that City employees cannot be used by the Housing Authority.

Commissioner Duffy: I desire to reiterate what I said before the organization of the local Authority, that there are sufficient technicians in the municipal and adjacent buildings to take care of this work. I feel that the five members of the Housing Authority could direct that work themselves and ought to use all city employees necessary for that work. So far as technicians are concerned, we have a Legal Department, a Building Department, Assessors, Surveyors and Building Inspectors who can cope with the entire situation.

I frankly admit I did not know

when I made that statement that the Federal Authorities would not permit municipal employees to participate That is news to me. However, I was not in favor of the resolution in its present form because there were no itemized bills there, nor are there any directions that any portion of it should be allocated to salaries. That is the reason I opposed it. I desire to go along with slum clearance, and if the Law Department agrees with the statement of the Mayor, I will sign the resolution.

Acting Mayor Murphy: Mr. Englander, Director Duffy would like to know if in your opinion it is necessary for them to have the \$5,000 in order to operate and if it is a fact that they can't use city employees but must make their set-up separate and distinct.

Mr. Englander: On that point I don't know.

Acting Mayor Murphy: Mr. Ward sat with the Federal officials and Housing Authority. They asked me to get a loan of \$5,000. I thought we could make this loan from the contingency fund. In the discussion with the Federal authorities they said that was the only way it could be done. As soon as the advancement comes from the Federal Government the City would be repaid. Mr. Ward sat in on all of it. He knows all about it.

Mr. Englander: I will send for him.

Mr. Henry Green: I think that Director Duffy is perfectly right. There may be a little money spent outside except for construction. I understand you favor the building of these houses on city owned property, while the State authorities and some other people favor spending \$2,000,000 to buy ground. I think Director Duffy's attitude about spending the most money for construction and your attitude toward using city land, saving

as much from this \$2,000,000 as possible, would result in an additional apartment house.

Acting Mayor Murphy: That is all to be worked out. No member of the City Commission can interfere with their operation. The only thing I have done, I have tried to be helpful to them by letting them have what city properties we now have in certain locations. I am satisfied that the Housing Authority will work it out to the best advantage of the City owned property and other properties that they have to buy.

Mr. Englander: I learn Mr. Ward just left for lunch.

Commissioner Duffy: What is your opinion?

Mr. Englander: I can't give an opinion without seeing the Federal law on the subject. I would have to consult with the Federal authorities in order to give you an opinion.

Commissioner Franklin: I can't see why this department can't cooperate, particularly the Health Department, which is loaded with surveys on slum clearance from a health standpoint. The employees there who have done that work would like to cooperate.

The strict construction of that law then would preclude my employees in the Health Department from charging any time to the Housing Authority to give them the available information that we have. It is inexplicable to me that the City employees without actual compensation would be precluded from working on this Housing Authority.

Acting Mayor Murphy: Any information of that kind can be submitted to the Housing Authority, but to use city employees for anything where there is expense involved is against the Act. They have got to make their own set-up, they are in-

vested with full authority to issue bonds and everything else.

Commissioner Franklin: I don't doubt you, I am not in a position to know the law under which the Housing Authority operates, but it certainly is a poor law if it is the case, because it would preclude the Health Department from devoting any time to the Housing Authority. It is very bad business in my opinion.

Acting Mayor Murphy: This request is not mine, it is the request of the Housing Authority. It came two weeks ago. I wasn't here last week or I would have introduced it.

Commissioner Franklin: I move it be deferred for one week to determine the status.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Three Hundred Forty-five Dollars (\$345.00) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Bureau of Docks \$345.00

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Ninety-five Dollars and Seventy-five Cents (\$95.75) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief

Administration\$95.75

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Eight Thousand, Two Hundred Seventy-five Dollars and Thirty-two Cents (\$8,275.32) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$8,275.32

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED. That the sum of Two Hundred Dollars (\$200.00) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board\$200.00

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Three Hundred Seventy-five Dollars (\$375.00) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board\$375.00

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Three Hundred Seventy-seven Dollars and Twenty-eight Cents (\$377.28) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Fire Division \$352.28
Police Courts 25.00

\$377.28

M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Thirty-five Thousand, One Hundred Dollars and Sixty-five Cents (\$35,100.65) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending May 18, 1938:

Newark Airport	\$ 2,842.95
Bureau of Motors	2,675.95
Bureau of Streets	2,169.73
Bureau of Sewers	918.86
House Sewer Connections	274.80
Bureau of Street Cleaning	17,034.84
Bureau of Water	9,183.52
	<hr/>
	\$ 35,100.65

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of One Hundred Three Thousand, Eight Hundred Fifty-five Dollars and Ninety-seven Cents (\$103,855.97) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Railway Construction	\$ 73,897.98
Airport Construction	9,704.03
Bureau of Streets	923.75
Bureau of Water	19,330.21
	<hr/>
	\$103,855.97

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Two Thousand, Seventy Dollars (\$2,070.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 2,070.00
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Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Three Thousand, Eight Hundred

Ninety-six Dollars and Forty-five Cents (\$3,896.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA	\$ 3,896.45
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Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Four Thousand, One Hundred Thirty-six Dollars and Fifty-five Cents (\$4,136.55) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending May 19th and May 21st, 1938, inclusive, as follows:

Shade Tree	\$ 2,191.70
Bureau of Docks	774.85
Public Buildings	1,170.00
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	\$ 4,136.55

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Three Hundred Sixty-two Dollars and Seventy-eight Cents (\$362.78) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Printing and Stationery\$362.78

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy offered the following resolution:

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

AUCTIONEER:

Herbert I. Segal, 2-24 Orange Street.

KEEPERS OF JUNK SHOPS

Moe Cohen, 25 Concord Street.

Benjamin Hirsch, 12 Badger Avenue.

Sol Diamond, 473 Hunterdon Street.

Joseph Capriglione, 92 Johnson Street.

Paul Chasen, 80 Delancy Street.

Dominick Morello, 202, 206, 208 Malvern Street.

M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED: That Dr. Robert K. Sellers, Assistant Director of Venereal Disease in the Bureau of Health, be and he is hereby authorized to attend the American Neisserian meeting at Washington, D. C., during May 16, 17 and 18, 1938, and that Fifty Dollars (\$50.00) be allowed to cover part of his expenses in attending this meeting, this money to be paid from the fund known as the U. S. Social Hygiene Fund provided by the State of New Jersey, which is budgeted for this specific purpose.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following communication:

WHEREAS, by virtue of and in accordance with Chapter 70, P. L. 1933, (Revised Statutes of New Jersey, 1937, 54: 4-99 to 102), the Broad and Commerce Building and Loan Association, the owner of premises No. 140 Pacific Street, presently consisting of land, the building formerly thereon being demolished, has petitioned the

City of Newark for an apportionment of outstanding taxes, assessments, and

WHEREAS, upon investigation of the present market value of the premises consisting presently of land, has been determined to be \$1,400.00, as established by an appraisal made by and for the City of Newark; and

WHEREAS, the said owner has offered the amount of \$1,500.00 in satisfaction of all taxes, assessments, interest charges and penalties, due and owing thereon; and,

WHEREAS, it is deemed properly within the aforesaid statute that this said amount be accepted in satisfaction of all the aforesaid items, and the remainder thereof above the amount of \$1,500.00, be cancelled;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the City does hereby make an adjustment of the taxes, assessments, interest charges and penalties outstanding and due to the City of Newark on the premises No. 140 Pacific Street, Newark, New Jersey, owned by the Broad and Commerce Building and Loan Association, as provided for in and by virtue of Chapter 70, P. L. 1933 (Revised Statutes of New Jersey, 1937, 54: 4-99 to 102); and,

BE IT FURTHER RESOLVED, That the offer of the said Broad and Commerce Building and Loan Association, the owner of said property to pay the City the said sum of \$1,500.00 in full satisfaction of all outstanding taxes, assessments, and other items as aforesaid, be and the same is hereby accepted, it being established by appraisal that the present market value of the aforesaid premises is \$1,400.00; and,

BE IT FURTHER RESOLVED, That the Director of the Department

of Revenue and Finance be and he is hereby authorized and directed to accept the said sum of \$1,500.00 in satisfaction of all the aforesaid outstanding indebtedness, and to cancel the remainder thereof over and above the said sum of \$1,500.00.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The following communication was received and read:

May 25th, 1938.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:

The undersigned is the registered holder of the \$50,000 Serial Funding Bonds of The City of Newark, New Jersey, dated February 1, 1935, payable February 1, 1948, bearing interest at the rate of three and three-quarters per centum (3 $\frac{3}{4}$ %) per annum, payable semi-annually on February 1st and August 1st in each year, and consisting of fifty bonds of the denomination of \$1,000 each, numbered 8256 to 8270, inclusive, and from 8356 to 8390, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark. The bonds were originally issued in coupon form, but have been converted into fully registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of

the Conversion Certificate printed on the back of each of said bonds.

I hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, I shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
Frederick B. Blanchard.

Ordered filed.

Commissioner Murphy offered the following resolution:

WHEREAS, prior to the issuance of each of the outstanding bonds of The City of Newark, hereinafter described, a resolution was duly adopted by the governing body of said City providing that said bonds should be issued in coupon form, but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at his expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; NOW, THEREFORE,

BE IT RESOLVED by the Board of Commissioners of The City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding \$50,000 Serial Funding

Bonds of The City of Newark, New Jersey, dated February 1, 1935, payable February 1, 1948, bearing interest at the rate of three and three-quarters per centum (3¾%) per annum, payable semi-annually on February 1st and August 1st, and consisting of 50 bonds of the denomination of \$1,000 each, numbered from 8256 to 8270, inclusive, and from 8356 to 8390, inclusive, issued on or about their date pursuant to an ordinance of the Board of Commissioners of said City adopted on the 16th day of January, 1935.

FURTHER RESOLVED, That the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds, and to attest such corporate seal. The coupons annexed to such reissued bonds shall bear the facsimile signature of the Director of the Department of Revenue and Finance.

FURTHER RESOLVED, That in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 25th day of May, 1938, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, That no,

bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The following communication was received and read:

LEHMAN BROTHERS
One William Street
New York.

May 23rd, 1938.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:

The undersigned is the registered holder of the \$30,000 Public Improvement Bonds of The City of Newark, New Jersey, dated March 15, 1929, payable March 15, 1958, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on March 15 and September 15 in each year, and consisting of thirty bonds of the denomination of \$1,000 each, numbered from 1303 to 1332, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on January 29, 1929. The bonds were originally issued in coupon form, but have been converted into fully registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the City

Comptroller of the Conversion Certificate printed on the back of each of said bonds.

We hereby request that these bonds be reconverted at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
LEHMAN BROTHERS,
By: F. H. Morse.

Ordered filed.

The following communication was received and read:

May 23, 1938.

Board of Commissioners of
The City of Newark, New Jersey.

Gentlemen:

The undersigned is the registered holder of the \$5,000 Public Improvement Bonds of The City of Newark, New Jersey, dated March 15, 1929, payable March 15, 1958, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on March 15 and September 15 in each year, and consisting of five bonds of the denomination of \$1,000 each, numbered from 1293 to 1297, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on January 29, 1929. The bonds were originally issued in coupon form but have been converted into fully registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of the Conversion Cer-

tificate printed on the back of each of said bonds.

We hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
F. S. Mosely & Co.

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, prior to the issuance of each of the outstanding bonds of The City of Newark, hereinafter described, a resolution was duly adopted by the governing body of said City, providing that said bonds should be issued in coupon form, but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holders of said bonds have presented written requests that said bonds be reconverted, at their expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; NOW THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding \$35,000 Public Improvement

Bonds of The City of Newark, New Jersey, dated March 15, 1929, payable March 15, 1958, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on the fifteenth days of March and September in each year, and consisting of thirty-five bonds of the denomination of \$1,000 each, numbered from 1293 to 1297, inclusive, and from 1303 to 1332, inclusive, issued on or about their date pursuant to an ordinance of the Board of Commissioners of said City adopted on the 29th day of January, 1929.

FURTHER RESOLVED, that the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds, and to attest such corporate seal. The coupons annexed to such reissued bonds shall bear the fac-simile signature of the Director of the Department of Revenue and Finance.

FURTHER RESOLVED, that in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 25th day of May, 1938, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, that no

bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, the Central Clothing Company, located at 449-455 Central Avenue, Newark, New Jersey, was assessed in the sum of \$3,000.00 for the year 1937; and

WHEREAS, Joseph Spiotta & Company, located in the same premises, was likewise assessed in the sum of \$3,000.00, tax \$111.70 for 1937; and

WHEREAS, said assessment levied against Joseph Spiotta & Company is actually a duplicate assessment of the Central Clothing Company; and

WHEREAS, the Central Clothing Company has paid the tax levied against it for 1937;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark that the duplicate assessment of \$3,000.00, tax \$111.70 levied against Joseph Spiotta & Company for 1937 be and the same is hereby cancelled and that the Receiver of Taxes be ordered to cancel the same of record.

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, The City of Newark foreclosed a tax certificate on the premises at 50-50½ Commerce Street, Newark, New Jersey; and

WHEREAS, there was a final decree in said foreclosure proceedings entered on April 8, 1935; and

WHEREAS, the City did not enter into physical possession of the premises until on or about March 1, 1937; and

WHEREAS, during the interval the premises were rented for parking purposes at Thirty Dollars (\$30.00) per month, being a continuing rental under the ownership foreclosed, for whom Jacob L. Newman was trustee; and

WHEREAS, the said Jacob L. Newman, Trustee, has offered Three hundred dollars (\$300.00) in settlement of any alleged claim for rent by The City of Newark for aforesaid interval between final decree and settlement; and

WHEREAS, it is the opinion of the Law Department that there is present a debatable question relative to the right of the City to recover rents because it had failed to take physical possession of the property, and question of fact being present relative thereto;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the sum of Three hundred dollars (\$300.00) be and the same is hereby accepted from Jacob L. Newman, Trustee, for and in satisfaction of any and all claims The City of Newark has or ever had for rents collected by said Jacob L. Newman, Trustee, from the premises

at 50-50½ Commerce Street, Newark, New Jersey, between April 8, 1935, and March 1, 1937; and the Director of the Department of Revenue and Finance be and he is hereby authorized to execute a receipt upon delivery and payment of said sum of Three hundred dollars (\$300.00).

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for sheet asphalt binder mixture, coarse aggregate asphalt concrete mixture and lantern oil, for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. (DST) on such date as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Murphy not voting.

Commissioner Byrne offered the following resolutions:

RESOLVED, by the Board of Commissioners of The City of Newark, that the Director of the Department

of Parks and Public Property be and he is hereby authorized to advertise for bids for the reconstruction of stokers and new steel and brick work for two (2) boilers in the City Hall Power Plant located in the rear of the City Hall, Newark, New Jersey.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, the Director of the Department of Parks and Public Property did advertise for and receive bids for the reconstruction of stokers and new steel and brick work for four (4) boilers in the City Hall Power Plant, located in the rear of the City Hall; and

WHEREAS, the said Director has determined that it is advisable at this time only to do the aforesaid work in connection with two (2) boilers;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that Resolution No. 2261-F, adopted April 6, 1938, awarding the contract for the reconstruction of stokers and new steel and brick work for four (4) boilers in the City Hall Power Plant, be and the same is hereby rescinded.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED, by the Board of Commissioners of The City of Newark, that the Department of Parks and Public Property be and is hereby authorized and directed to publicly advertise for sealed proposals for repairing steam-piping in the Power House Plant located in the rear of the City Hall, Newark, New Jersey, in accordance with the specifications provided by the Director of the Department of Parks and Public Property.

Bids to be received at 10:00 to 10:15 A. M. (Daylight Saving Time) on such date as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that Richard Coffey, Stationary Fireman in the Bureau of Public Buildings, Department of Parks and Public Property, be and he is hereby transferred to the Bureau of Public Baths, Department of Public Works, at his same salary of \$3,000.00 per annum, effective May 23rd, 1938; and

BE IT FURTHER RESOLVED, that Norman E. Ford be and he is hereby temporarily appointed to the position of Stationary Fireman in the Bureau of Public Buildings, Department of Parks and Public Property, at a salary of \$3,000 per annum, effective May 23rd, 1938.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the services of Alfred C. Nagel, Investigator in the Director's Office, Department of Parks and Public Property, be and they are hereby terminated, effective as of June 1st, 1938;

BE IT FURTHER RESOLVED, that pursuant to and by virtue of the provisions of Chapter 123 of the Laws of 1924, of the State of New Jersey, that Alfred C. Nagel be and he is hereby appointed Clerk in the Department of Parks and Public Property, Director's Office, at an annual salary of \$2,800.00, payable semi-monthly, and the City Clerk be and he is hereby directed to place his name on the payroll, effective June 1st, 1938.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, intends to temporarily absent himself from his official duties for a short period; and

WHEREAS, said Joseph M. Byrne, Jr., has requested this Board to designate Ernest F. Masini, Deputy Director, Department of Parks and Public Property, to act in his place and stead of said Director during such temporary absence;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that under and by virtue of the provisions of Section 19, of Article XXXVIII, of Chapter 152, of the Laws of 1920, Ernest F. Masini, Deputy Director of the Department of Parks and Public Property be and he is hereby designated to act in the place and stead of Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, during his temporary absence; and that the acts of said Ernest F. Masini, Deputy Director of the Department of Parks and Public Property, shall in all respects be legal and binding as if done and performed by said Joseph M. Byrne, Jr.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED, by the Board of Commissioners of The City of Newark, that the Department of Parks and Public Property be and it is hereby authorized and directed to publicly advertise for sealed proposals for window cleaning covering group of buildings known as City Hall, Police Headquarters, Annex, and Board of Education, in accordance with the specifications provided by the Director of the Department of Parks and Public Property.

Bids to be received at 10:00 to 10:15 A. M. on such date as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, The City of Newark is the owner of a certain parcel of land situated in the City of Newark, New Jersey, and being known and designated as 542-544 Ferry Street, Newark, New Jersey, and designated as Lot 28, Block 2466, on the official Block Maps of The City of Newark, said lands being more particularly described as follows:

FIRST TRACT: — BEGINNING in the northerly line of Ferry Street at a point therein distant easterly 384.04' from the northeast corner of Chapel Street and Fleming Avenue; thence N. 6 degrees 39 minutes W. 100; thence north 89 degrees 34 minutes east 50' plus or minus to east line of property formerly belonging to Levi Dayton; thence south 6 degrees 6 minutes east 100' to the northerly line of Ferry Street; thence along the northerly line of Ferry Street south 89 degrees 34 minutes west 50' to the point of beginning. Being known as part of Lot No. 28, Block No. 2466 on the official block maps of the City of Newark.

SECOND TRACT: — BEGINNING at the northeast corner of the Engine House property belonging to the City of Newark; said northeast corner being located 100' north, being on a course of north 6 degrees 22 minutes west from a point in the north line of Ferry Street distant 434.04' east from the east line of Chapel Street; thence running along land now or formerly belonging to the estate of Christian Koegel north 6 degrees 22 minutes west 25' to south line of land conveyed to the Newark Tube and Metal Works; thence along same south 89 degrees 34 minutes west

50.62'; thence south 6 degrees 39 minutes east 25'; thence 89 degrees 34 minutes east being parallel with Ferry Street 50.51' to the point or place of beginning. Being known as part of Lot No. 28, Block 2466 on the official maps of the City of Newark.

and,

WHEREAS, the said lands are not suitable or convenient or needed for public use by the said The City of Newark; and

WHEREAS, by virtue of and in accordance with the Revised Statutes of New Jersey, 1937, (Title 40:60-26), the said lands not needed for public use may be disposed of by the municipality, and shall be by public sale to the highest bidder, after public advertisement thereof in a newspaper circulating in the municipality in which the lands are situated, by two insertions at least once a week during two consecutive weeks, the last publication being not more than seven days prior to the sale;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to sell said lands to the highest bidder, for cash, provided that the highest offer received at such public sale shall, in the opinion of the said Director of the Department of Parks and Public Property, be a fair and equitable one and to the best interests of The City of Newark to accept, and the said Director of the Department of Parks and Public Property shall have the right to reject any and all bids received pursuant to the advertisement and proposal of sale; and

BE IT FURTHER RESOLVED, that the Director of the Department of Parks and Public Property and the City Clerk hereby are authorized and

directed to execute a Bargain and Sale deed to the purchaser, upon compliance with the conditions of sale; deed to be approved as to form by the Law Department.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, The City of Newark is the owner of a certain parcel of land situated in the City of Newark, New Jersey, and being known and designated as 236-242 Second Street, Newark, New Jersey, and designated as part of Lot 48 on Block 464 of the Official Block Maps of The City of Newark, said lands being more particularly described as follows:

BEGINNING in the westerly line of Second Street, at a point therein distant 218.25 feet northerly from the northwesterly corner of Second Street and Seventh Avenue West. Thence southwesterly 20.42 feet to an angle. Thence north 68 degrees 19 minutes west and parallel with Seventh Avenue West 19 feet. Thence north 23 degrees 35 minutes 21 seconds east 122.07 feet plus or minus to the northeasterly corner of lot 47 Block 464 as shown on the official Block Maps of the City of Newark. Thence south 68 degrees 19 minutes east parallel with Seventh Avenue West 42.42 feet to the westerly line of Second Street. Thence along the westerly line of Second Street south 21 degrees 41 minutes west 115.75 feet to the point or place of beginning.

Recites: Being known and designated as part of lot 48 on Block 464 of the Official Block Maps of the City of Newark. Also known

as street numbers 236-242 Second Street.

and,

WHEREAS, the said lands are not suitable or convenient or needed for public use by the said The City of Newark; and

WHEREAS, by virtue and in accordance with the Revised Statutes of New Jersey, 1937 (Title 40:60-26), the said lands not needed for public use may be disposed of by the municipality, and shall be by public sale to the highest bidder, after public advertisement thereof in a newspaper circulating in the municipality in which the lands are situated, by two insertions at least once a week during two consecutive weeks, the last publication being not more than seven days prior to the sale;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to sell said lands to the highest bidder, for cash, provided that the highest offer received at such public sale shall, in the opinion of the said Director of the Department of Parks and Public Property, be a fair and equitable one and to the best interests of The City of Newark to accept, and the said Director of the Department of Parks and Public Property shall have the right to reject any and all bids received pursuant to the advertisement and proposal of sale; and

BE IT FURTHER RESOLVED, that the Director of the Department of Parks and Public Property and the City Clerk hereby are authorized and directed to execute a Bargain and Sale Deed to the purchaser, upon compliance with the conditions of sale; deed to be approved as to form by the Law Department.

Jos M Byrne, Jr
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, the Penn-Caster Oil Concentrate-Lubricants, Inc., has offered to lease for a period of five (5) years, the building known as the Sub-Station, located at Port Newark, for the sum of Fifty Dollars (\$50.00) per month, and there will be contained in the lease a provision for recapture by the City of the premises on and after August 31, 1939, on sixty (60) days' notice; and

WHEREAS, the Director of the Department of Parks and Public Property deems it advantageous for The City of Newark to lease the aforesaid land to the said Company on the terms stated, and subject to the conditions and covenants to be provided for in the lease, and conditioned upon the advance payment of six months' rent, to be applied to the last months of the term of said lease;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the City enter into a lease with the Penn-Caster Oil Concentrate-Lubricants, Inc., for a term of five (5) years, for the building and premises known as the Sub-Station, located at Port Newark, in the City of Newark, Essex County, New Jersey, for the sum of Fifty dollars (\$50.00) per month, conditioned upon the payment of six months' rent, in advance, to be applied to the last months of the term, and subject to the conditions and covenants to be determined by the Director of the Department of Parks and Public Property; and,

BE IT FURTHER RESOLVED, that the Director of the Department of Parks and Public Property and the City Clerk be and they are hereby authorized to execute on behalf of The City of Newark the aforesaid lease, subject to the above conditions, and in substance as determined by the aforesaid Director, and in form to be approved by the Law Department.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, The City of Newark is the owner of a certain parcel of land situated in the City of East Orange, New Jersey, and being known and designated as 13-19 South Grove Street, East Orange, New Jersey, and designated as Block 184, Lot 6 on the Tax Maps of the said municipality, said lands being more particularly described as follows:

BEGINNING on the westerly line of Grove Street at the southeasterly corner of land of Charles A. Tuck, distant one hundred thirty-two feet and sixty-seven one hundredths of a foot southwesterly from the southwesterly corner of Main and Grove Streets; thence (1) North sixty-seven degrees fifteen minutes west along the line of said Tuck's land to a strip of ground conveyed to Alfred F. Skinner, sole remaining Trustee of the Estate of Alice W. Hayes, deceased, by Mabel Hotchkiss Roche, et als., Executors of and Trustees under the Last Will and Testament of Charles W. L. Roche, deceased, by deed dated September 27, 1919, and recorded in Book P. 62 of Deeds for

Essex County, N. J., at pages 102 etc.; thence (2) northeasterly along the line of said strip seven feet eight inches to the northeasterly corner thereof; thence (3) northwesterly along the northerly line of said strip north sixty-seven degrees fifteen minutes west fourteen feet five inches to another corner thereof; thence (4) southwesterly along the westerly line of said strip one hundred twelve feet more or less to the southwesterly corner thereof; thence (5) southwesterly along the southerly line of said strip and the southerly line of the land described in the deed to Alice W. Hayes, and Howard W. Hayes, recorded in Book X-33 of Deeds for Essex County at pages 406-408, one hundred ten feet more or less to the westerly side of Grove Street; thence (6) northeasterly along the same one hundred five feet to the place of BEGINNING.

BEING the same premises conveyed to The City of Newark by deed from Daniel B. Smith, as Substituted Trustee in the place and stead of Alfred F. Skinner, deceased, Sole Remaining Trustee under the Will of Alice W. Hayes, deceased, which deed was dated March 23, 1936.

and,

WHEREAS, the said lands are not suitable or convenient or needed for public use by the said The City of Newark; and,

WHEREAS, by virtue and in accordance with the Revised Statutes of New Jersey, 1937 (Title 40:60-26), the said lands not needed for public use may be disposed of by the municipality, and shall be by public sale to the highest bidder, after public advertisement thereof, in a newspaper circulating in the municipality in which the lands are situated, by two insertions at least once a week

during two consecutive weeks, the last publication being not more than seven days prior to the sale;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to sell said lands to the highest bidder, for cash, provided that the highest offer received at such public sale shall, in the opinion of the said Director of the Department of Parks and Public Property, be a fair and equitable one and to the best interests of The City of Newark to accept, and the said Director of the Department of Parks and public Property shall have the right to reject any and all bids received pursuant to the advertisement and proposal of sale; and,

BE IT FURTHER RESOLVED, that the Director of the Department of Parks and Public Property and the City Clerk hereby are authorized and directed to execute a Bargain and Sale Deed to the purchaser, upon compliance with the conditions of sale; deed to be approved as to form by the Law Department.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, on April 27, 1932, the Board of Commissioners of The City of Newark adopted an Ordinance, entitled, "An Ordinance to require all officers and employees of the City of Newark to be bona-fide residents therein as a condition of their continued employment"; and

WHEREAS, the said ordinance embodied the provisions of Revised Statutes of New Jersey, 1937 (Title 11, Chapter 22, Section 7), by virtue of which the Civil Service Commission is required to restrict the eligibility of those entering examinations or seeking appointment to positions and employment in the classified service in a particular municipality where the payment for such service is made from the funds of such municipality, to qualify residents of said municipality; and,

WHEREAS, there is wide-spread unemployment in the City of Newark at the present time; and,

WHEREAS, it is the opinion of this Board that the best interests of the City will be served by requiring that all officers and employees of this Board be bona-fide residents of the City of Newark during their said employment;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that all officers and employees of the Board of Commissioners now in the employ of, or those hereafter to be employed by the City of Newark, be and they are required, as a condition of their continued employment or as a prerequisite to their future employment, to have their place of abode in the City of Newark, and to be bona-fide residents therein. A mere legal or voting residence shall not be deemed a bona-fide residence. For the purpose of this resolution, a bona-fide residence shall constitute a permanent-domicile in the City of Newark which has not been adopted with the intention of resuming or claiming a previously acquired residence outside of the city limits; and,

IT IS FURTHER RESOLVED, that all officers and employees of the Board of Commissioners shall file by October 1, 1938, with the Director of the Department in which they are employed, individual affidavits, properly

executed, in which shall be set forth in detail the present bona-fide residence, either in the City of Newark or elsewhere, of the such officer or employee. Failure to file such affidavit shall constitute summary cause for dismissal, except in such cases as are exempted by the terms of the above mentioned ordinance and as hereinafter specified.

The affidavit mentioned in this resolution shall be in the form as attached hereto, and shall affect all departments and employees.

All these separate affidavits must be filed with the Director of Revenue and Finance and shall be open to public inspection.

It shall be the duty of the Director of Revenue and Finance to check such affidavits as filed with him against the payrolls of the City of Newark to ascertain that all employees comply to the resolution.

IT IS FURTHER RESOLVED, that the Director of Revenue and Finance shall pay no employee who is not a resident of the City of Newark in conformance with the resolution and affidavit.

IT IS FURTHER RESOLVED, that the Director of any department is hereby authorized in his discretion, for good cause shown, to permit any officer or employee of the city in his department to remain in the employ of the city without complying with the provisions hereof, where—

- (a) The health of any officer or employee necessitates residence outside of the city limits;
- (b) The nature of the employment is such as to require residence outside of the city limits;
- (c) Special circumstances attach permitting residence outside of the city limits.

Provided, however, that the Director of the said Department shall file with the Director of Revenue and Finance a list of the names and addresses of those employees who are permitted by him to maintain their residences outside of the City of Newark, and also set forth the reasons for such exceptions.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy.

Commissioner Franklin not votiny.

Mr. Englander: I learn Mr. Ward just left for lunch.

Commissioner Duffy: What is your opinion?

Mr. Englander: I can't give an opinion without seeing the federal law on the subject. I would have to consult with the federal authorities in order to give you an opinion.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., May 24, 1938.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Commissioners held this day resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937,) that the following application for var-

iances from the terms of the zoning Ordinance be allowed:

*805 South Fourteenth Street; Gustave Steck; renewal of permit for retail ice depot; such use to be limited to the period of two years ending May 18, 1940;

*235-243 Mulberry Street; Franklin Parking Co.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending May 27, 1939;

*25-33 Edison Place; Star Parking Co.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending June 6, 1939;

107-109 Lincoln Park; Nick Caputo; in a 2nd business district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year from date of approval by Board of Commissioners;

*580 South Tenth Street; Harry Kreuger; renewal of permit for two portable gasoline tanks; such use to be limited to the period of one year ending June 1, 1939;

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of May 25, 1938.)

Received, copy to be sent to each Commissioner and further action postponed to June 1, 1938.

The City Clerk: Four of these are renewals and can be disposed of at this time under a suspension of the rules.

Commissioner Duffy: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Gustave Steck, owner; for the renewal of permit for retail ice depot; premises 805 South Fourteenth Street; such use to be limited to the period of two years ending May 18, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there any person who desires to be heard in opposition?

(No response).

Commissioner Duffy: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Franklin Parking Co. (City of Newark, owner); for the renewal of permit for automobile parking station; premises 235-243 Mulberry Street; such use to be limited to the period of one year ending May 27, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anybody here in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the action of the Zoning Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Star Parking Co. (P. S. Electric & Gas Co., owner); for the renewal of permit for automobile parking station; premises 25-33 Edison Place; such use to be limited to the period of one year ending June 6, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anybody here in opposition to the renewal of this application?

(No response).

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered

the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Harry Krueger (William Aschenbach, owner); for the renewal of permit for the two portable gasoline tanks; premises 580 South Tenth Street; such use to be limited to the period of one year ending June 1, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anybody in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Commissioner Murphy not voting.

Acting Mayor Murphy: I would like to speak in reference to the swimming pools. The ordinance has been introduced to create an amount of \$700,000. I think some action by the Commission ought to be taken whereby we could get a definite idea as to the cost by contract. That had been discussed by the Commission before. I think someone ought to be authorized

to get estimates for the finishing of the pools by contract so that we will be in a position before the final adoption of the ordinance to know exactly what it is going to cost to finish the pools.

Commissioner Duffy: What about your commitments, Mr. Mayor?

Acting Mayor Murphy: The policy to be determined by the Commission in reference to the commitments is something else.

The City Clerk: We have \$415,000 worth of commitments now.

Acting Mayor Murphy: I think in order to work that out we ought to authorize someone to get estimates.

Commissioner Duffy: I would like to present a resolution to refer it to the Director of Central Purchase.

Acting Mayor Murphy: I would like to move that Commissioner Byrne as the Director of Parks be authorized. He got the bids before when the question of contracts was discussed.

Commissioner Franklin: The matter has been hanging for some time. Most of the responsibility has rested on the Mayor's shoulders. He seems to be more familiar with it than anybody else. I would think that the Mayor ought to be requested to find out what it would cost to have it done by contract. He has been taking the responsibility all the way through. I think it ought to be continued to be his responsibility.

Acting Mayor Murphy: I feel as though it is in Director Byrne's department.

Director Franklin: Let us all get estimates.

Commissioner Duffy: I believe the man most familiar with the work is

the Director of Central Purchase and that he should stand instructed to get estimates and report back.

Acting Mayor Murphy: I can't agree because I naturally don't agree with the Department of Central Purchase being set up as a separate unit.

Commissioner Duffy: Well, then, the suggestion of Director Franklin would be all right due to the fact that the Mayor had handled it so much.

Commissioner Byrne: I felt at the start that these pools should be boarded up, but in view of the fact so much money has been expended I am willing to have this ordinance introduced for first reading. In the interim we could get estimates as to how much it will cost to complete these pools. Because we have this money invested in there it would be wrong not to finish them. I think between now and the time the ordinance is read again we will definitely know how much money it will take to complete these pools. If the estimates are all right and it can be done by contract labor I will go along with it. As Commissioner of Parks and Public Property it would seem to me that this function should come under my department.

Commissioner Franklin: The swimming pools as they are now constituted are in the Department of Public Works, all the bath houses. Whether the pools are in the Park Department on municipally owned property, they are necessarily a function of the Department of Public Baths.

Commissioner Byrne: I think anything that comes in Parks and Public Buildings should be up to the Director of that department to get these estimates. I think you are taking it out of the right department when you assign it to anybody else.

Acting Mayor Murphy: I quite agree. I think the situation becomes

quite confused when we get a Director outside of the Department that is involved getting bids and estimates on buildings. I think that Director Byrne ought to be authorized to get estimates and let this Commission know exactly what it would cost to finish these pools by contract. The Commission then would be in a position to definitely take action and to determine what they want to do.

Commissioner Byrne: I would like to have determined once and forever what the Director of the Department of Parks and Public Property is supposed to do. I think this comes under Public Property and it should be my department that should get the estimate.

Commissioner Duffy: I still hold it is a matter for consideration.

Commissioner Franklin: In the meanwhile I guess we can all get estimates, the more estimates the better. I will get estimates and all of us can for this meeting two weeks from today.

Commissioner Byrne: If you will remember back a few months this Commission assigned to me the privilege of conferring with contractors' committee to find out about the continuance of these pools. If the Commission thought enough to turn it over to me and entrust that in my hands, I don't know why anybody else should be allowed to get these bids or estimates as to what the cost of these pools is going to be.

Acting Mayor Murphy: That is the way I feel about it, because you handled the proposition before with the contractors. I think as a matter of right it belongs in your department. That you did before in agreement with the Commission and I don't see why it can't be carried on.

Commissioner Duffy: Due to the fact that Mayor Ellenstein instituted

the project I feel we should take it into consideration on his return. I feel that we all have confidence in Mr. Adams, I think he should be the gentleman in the interim to get the estimates.

Commissioner Byrne: I know Robert Moses in New York is not in the Health Department and he seems to handle municipal pools very, very well.

Commissioner Duffy: As far as I am concerned, suppose you get together.

Commissioner Byrne: I think you men in the majority assigned me this department. You should let me carry out the function of this bureau.

Commissioner Duffy: I take exception to "in the majority." I will vote as I see it at any time.

Acting Mayor Murphy: There seems to be a division among the four members of the Commission present so it appears there will be no action.

Commissioner Franklin: We can get estimates, anyway.

Acting Mayor Murphy: I think it is foolish and ridiculous to try to have you, I and Director Duffy and Director Byrne get estimates. It should be settled once and for all who is going to get estimates, because we have a lot of factors involved here, whereby the other commitments may tie the city to certain contracts. I think that

has got to be taken into consideration. As Director Duffy said, legally there may be a question whether we can recognize them or not. Morally we should recognize these obligations. I think that has got to be taken into consideration in getting the estimates. That is my personal opinion. That is the reason why I think it is really a one-man job who will have to work in cooperation, to a certain extent, with the Legal Department.

Commissioner Duffy: We should take care of our commitments.

Acting Mayor Murphy: It appears there is no action. Is there any other business? A motion to adjourn is in order.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

APPROVED:

VINCENT J. MURPHY,
JOS. M. BYRNE, JR.,
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN,

The Board of Commissioners
of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

June, 1938

Newark, N. J., June 1, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Duffy, Franklin, Mayor Ellenstein.

Absent: Commissioners Byrne, Murphy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk read the minutes down to and including the ordinance providing for the issuance of bonds to finance the completion of certain swimming pools.

Commissioner Duffy moved that further reading of the minutes be dispensed with and that they be approved.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled "An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey, adopted July 15, 1924."

The Board of Commissioners of The City of Newark Do Ordain:

Section 1. That Section 389, paragraph II (Art. XXII), of said Ordinance, entitled "Materials and Construction" be and the same is hereby amended to read as follows:

Section 389 — Materials and Construction.

II. Structural wood frames and letters of wood may be incorporated in metal signs which in no case shall project more than 8" beyond

the walls of the building to which they are attached.

Section 2 That Section 390 (Art. XXII) of said Ordinance entitled "Shall Not Cover Windows or Obstruct Exits" be and the same is hereby amended to read as follows:

Section 390—Shall Not Cover Windows or Obstruct Exits.

1. No sign shall cover any windows or part thereof, or obstruct any exit, excepting that a sign constructed entirely of metal may cover a transom.

Section 3. That Section 396 (Art. XXII) of said Ordinance, entitled "Flat Non-Projecting Signs," be and the same is hereby amended to read as follows:

Section 396—Flat Non-Projecting Signs.

1. Signs of metal of any dimension may be erected on any business building occupying space between, below or above window, provided such signs do not project more than eight (8) inches at any point beyond the walls, or extend above the roof of the building to which they are attached.

Section 4. That Section 397 (Art. XXII) of said Ordinance, entitled "Ground Signs" be and the same is hereby amended to read as follows:

Section 397—Ground Signs.

1. No sign or bill-board of wood or metal erected upon the ground, shall be at any point more than 16 ft. above the average surface of such ground, excepting cut-outs, decorations and letters; each not exceeding 150 sq. ft. in area; may extend 9 ft. above the said 16 foot height limit, providing the total surface of such cut-outs, decora-

tions and letters shall not have a total surface greater than 66% of the solid bill-board.

Section 5. That Section 398 (Art. XXII) of said Ordinance entitled "Roof Signs" be and the same is hereby amended to read as follows:

Section 398—Roof Signs.

1. No roof sign having a closed or solid surface shall be at any point more than sixteen (16) feet above the roof upon which it is erected, excepting cut-outs, decorations and letters; each not exceeding 150 sq. ft. in area; may extend 9 ft. above the said 16 foot height limit, providing the total surface of such cut-outs, decorations and letters shall not have a total surface greater than 66% of the solid bill-board. All such solid roof signs shall be so constructed as to leave clear open spaces between supports for a height of three (3) feet above the roof level, and all such signs shall be set back at least four (4) feet from the face of each exterior wall of the building upon which they are erected.

Section 6. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Section 7. This ordinance shall take effect after final passage and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy moved that June 15th, 1938, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second

floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled "An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey," adopted July 15, 1924.

The Board of Commissioners of the City of Newark Do Ordain:

1. That Section 11 of an ordinance entitled "An Ordinance to Regulate the Construction, Repair, Alteration and Removal of Buildings within the City of Newark, New Jersey," adopted July 15, 1924, be and the same is hereby amended to read as follows:

Section 11 — When Buildings May Be Altered.

I. Frame buildings in "Business" and "Industrial" districts formerly used in whole or in part as residence buildings, may be altered so as to include stores in the ground stories only, provided no such buildings shall be more than three stories high, and further provided that whenever any exterior wall is to be moved or any floor level

changed, then all the exterior walls up to and including the ground story shall be made of masonry not less than twelve (12) inches thick.

II. The Superintendent of Buildings may permit the alteration or extension of frame residence buildings, wherever such buildings when altered or extended will conform, when completed, to the requirements for new buildings.

III. The Superintendent of Buildings may permit more than three families in existing frame residence building, provided such buildings are not enlarged, and also providing that all other requirements of the Building Code are complied with.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy moved that June 15, 1938, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance to require Constables to give notice to Municipalities of all sales or other proceedings affecting person-

al property therein and providing for the distress thereof for arrears of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move it be laid over for three weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance to require moving vans and other persons in the trucking business to secure permits for the moving of personal property in the City of Newark and providing for the issuance of such permits upon payment of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move it be laid over for four weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance to regulate the sale and distribution of milk, cream and milk products in the City of Newark," adopted July 1, 1931, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move further consideration of this ordinance be deferred two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of One Hundred Eighteen Thousand Two Hundred Fifty-one Dollars and Eighty-four Cents (\$118,251.84) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$118,251.84

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Forty-three Thousand One Hundred Six Dollars and Thirty-nine Cents (\$43,106.39) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$43,106.39

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-two Thousand, One Hundred Forty Dollars and Eighty-seven Cents (\$32,140.87) be and the same is hereby appropriated to persons

named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 11.32
Sinking Fund and Interest	31,920.00
Surplus and Deficiency	209.55
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	\$ 32,140.87

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Thousand Four Hundred Six Dollars and Seventy-three Cents (\$20,406.73) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from May 16 to 31, 1938, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	,899.06
Auditor of Accounts	1,970.00
City Treasurer	896.64
Receiver of Taxes	2,584.52
Personal Taxes	1,876.96
Board of Assessment and Revision of Taxes	7,563.78
Revaluation Bureau	404.14
Board of Assessments for Local Improvements	869.98
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	\$ 20,406.73

M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, One Hundred Sixty-two Dollars and Thirty cents (\$4,162.30) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending May 25th and May 28th, 1938, inclusive, as follows:

Shade Tree	\$ 2,196.90
Bureau of Docks	753.40
Public Buildings	1,212.00
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	\$ 4,162.30

M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand, Four Hundred Eighty-seven Dollars and Eighty-two Cents (\$12,487.82) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from May 16th to May 31st, 1938, as follows:

Director's Office	\$ 838.33
Smoke Abatement	154.16
Public Buildings	7,735.70
Municipal Farmers' Market	348.62
Centre Market	105.60
Weights and Measures	493.76
Printing and Stationery	180.00
Shade Tree	1,457.49
Bureau of Docks	857.50
Construction Account P. W. A., Docket N. J. 1302-DS	170.83

P. A. Project No.
1485-7 145.83
\$ 12,487.82

M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Two Hundred Eleven Dollars and Thirty-five Cents (\$211.35) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Lincoln Douglas Celebration	\$150.00
Public Outing	60.00
Employment Bureau	1.35
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	\$211.35

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Twenty Dollars and Fifty Cents (\$112.50) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Administration\$112.50

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Two Hundred Twenty-six Thousand, Nine Hundred Eighty-five Dollars and Fifty-four Cents (\$226,985.54) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from May 16 to 31, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	847.90
Building Division	3,137.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	134,194.04
Fire Division	83,519.63
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	\$226,985.54

M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED. That the sum of Eighty-seven Thousand, Eighty-one Dollars and One Cent (\$87,081.01) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the last half of May, 1938, as follows:

Director's Office	\$ 1,566.65
Employment Bureau	160.00
Bureau of Health	22,852.44
Newark City Hospital	23,338.92
Convalescent Hospital	1,890.82
Newark City Home	3,266.02
Bureau of Baths	5,245.72
Newark City Alms House	2,529.89
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	1,945.82
Emergency Relief—	
Administration	21,758.47
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	\$ 87,081.01

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, for the month of May, 1938, as follows:

United States Social	
Hygiene	\$633.33

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Four Hundred Eighty-nine Dollars and Thirty-four Cents (\$489.34) be and the same hereby is appropriated to the persons named, as per certified list, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Care and Relief of Indigent Children	\$489.34
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M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand One Hundred Eighty-nine Dollars and Sixty-eight Cents (\$3,189.68) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	\$ 2,957.71
Street Construction	97.00
Sewer Construction	134.97
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	\$ 3,189.68

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Seventy-six Dollars and Forty Cents (\$1,076.40) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Judgments (on account of

Pensions)\$1,076.40

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Eighty-two Dollars and Ninety-two Cents (\$382.92) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 12.00
Public Lighting	5.00
Water	318.50
Streets	13.96
Newark Airport	33.46
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	\$382.92

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Seventy-seven Dollars and Nine Cents (\$477.09) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$477.09

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Forty-four Thousand, Nine Hundred Eighty Dollars and Sixty Cents (\$44,980.60) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period May 16th-May 31st, 1938, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	4,767.10
Bureau of Lighting	420.00
Bureau of Streets	4,849.91
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,076.58
Bureau of Surveys	2,939.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63

Bureau of Water	19,696.98
Newark Labor Relations	
Board	238.33
City Railway	854.16
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	\$ 44,980.60

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand Two Hundred Forty-seven Dollars and Thirty Cents (\$12,247.30) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls from May 16th to 31st, 1938, of the Inter-Departmental Department, as follows:

Law Department	\$ 3,912.45
City Clerk	3,054.97
Elections	390.00
First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment	460.00
Central Purchase	2,147.48
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	\$ 12,247.30

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Thousand, Nine Hundred Fourteen Dollars and Eighty-eight Cents (\$34,914.88) be and the same hereby is appropriated to the per-

sons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending May 25th, 1938:

Newark Airport	\$ 2,841.00
Bureau of Motors	2,604.54
Bureau of Streets	2,260.13
Bureau of Sewers	947.53
House Sewer Connections	235.90
Bureau of Street Cleaning	16,953.81
Bureau of Water	9,071.97
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	\$ 34,914.88

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-five Thousand, Six Hundred Thirty-four Dollars and Twelve Cents (\$25,634.12) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 9,352.62
Airport Construction	16,281.50
	<hr/>
	\$ 25,634.12

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand One Hundred Sixty-nine Dollars and Eighty-seven Cents (\$1,169.87) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

City Clerk	\$ 858.87
Law Department	28.50
Board of Adjustment—	
Zoning	152.00
Elections	130.50
	<hr/>
	\$ 1,169.87

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Four hundred Sixty-three Dollars and Ninety-four Cents (\$463.94) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

Labor Relations Board\$463.94

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Seven Hundred Twenty-five Dollars

and Sixty-four Cents (\$725.64) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$725.64

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Forty-two Dollars (\$42.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$42.00

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

WHEREAS, E. W. McDonough, Inc., of 17 Academy Street, Second Taxing District, Newark, New Jersey, was assessed \$1,000.00 for the year 1936; and

WHEREAS, a duplicate assessment in the sum of \$2,500 was levied against the said E. W. McDonough, Inc., for the same year; and

WHEREAS, it was the intention of

the City of Newark to tax the said E. W. McDonough at a valuation of \$1,000.00 for the said year;

BE IT THEREFORE RESOLVED, by the Board of Commissioners of the City of Newark, that the assessment of \$2,500.00 erroneously levied against the said E. W. McDonough, Inc., for the year 1936, be cancelled and the Receiver be and he is hereby authorized to cancel the same of record.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

WHEREAS, The City of Newark did enter into a project for certain street improvements with the Federal Works Progress Administration, which project was No. 574-7; and,

WHEREAS, the said project has been completed and there is presently left over from the funds provided for the same by the City the sum of \$82,000.00, which money is presently available in the Treasury of The City of Newark; and,

WHEREAS, the City and the Federal Works Progress Administration has presently provided for a supplemental project for street improvements, which is No. OP-465-22-1-522; and,

WHEREAS, it is desired to go forward immediately with said supplemental project in order to keep employed approximately 5,600 men, who have been and will continue to be employed on said street improvements project; and,

WHEREAS, it is deemed advisable

to immediately appropriate the said sum of \$82,000.00, presently available as aforesaid, whereupon the Federal Works Progress Administration will make a proportionate sum of money available in keeping with the percentage of contribution of the City and of the Federal Works Progress Administration for said supplemental project;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the sum of \$82,000.00 presently available for street improvements, and which said sum is what remains unused from Federal Works Progress Administration Project No. 574-7, be and the same is hereby appropriated to the supplemental project for street improvements, Federal Works Progress Administration No. OP-465-22-1-522, conditioned that the Federal Works Progress Administration will, upon the said sum being made available, make a proportion of its contribution available, as the percentage of the contribution to be made by the said Federal Works Progress Administration bears to the percentage of the amount being made available by the City of its proposed contribution to the aforesaid supplemental project;

AND, BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs and the Director of the Department of Revenue and Finance be and they are hereby authorized to do all things necessary on behalf of The City of Newark to carry into effect the aforesaid supplemental project to the extent of the said appropriation herein made of \$82,000.00 for said project, and subject to the requirement that the Federal Works Progress Administration make presently available its proportionate contribution as aforesaid; and they are hereby authorized to expend the said sum of \$82,000.00 for and an account of the said supplemental project under the foregoing requirements.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

WHEREAS, a committee has been appointed by the Director of the Department of Public Works to celebrate the anniversary of the Independence of the United States (Fourth of July) 1938; and

WHEREAS, the aforesaid committee desires to conduct a public display of fireworks in Weequahic Park on said date;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that permission is hereby granted to conduct said public display of fireworks in Weequahic Park on July 4, 1938; and

BE IT FURTHER RESOLVED, that the Director of the Department of Public Safety be and he is hereby authorized to receive an application for a permit for such public display of fireworks, as provided in Paragraph 9, Chapter 42, Laws of 1930, and Chapter 51, Laws of 1937, said application to set forth the date and hour and place of making such display, place of storing fireworks prior to such display, (subject to approval of the Bureau of Combustibles and Fire Prevention), also the name or names of person or persons making the display, and the name or names of the person or persons in charge of the igniting of said fireworks; provided, furthermore, that said application be accompanied by a bond for ten thousand dollars (\$10,000), as provided for in Chapter 9a of the aforesaid act, P. L. 1930; and

BE IT FURTHER RESOLVED, that the said application shall be sub-

ject to the approval of the Director of the Department of Public Safety, and when so approved, a permit may be issued for and in behalf of the City of Newark by the aforesaid Director of the Department of Public Safety.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to locate poles in Broad Street, between Central Avenue and Washington Place, as indicated on map or plan numbered 2855-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Pole Locations in Broad Street, Between Central Avenue and Washington Place, Newark, N. J." dated April 28, 1938, hereto attached and made a part hereof, and that said poles be and are hereby located as shown on said map or plan.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for the furnishing and delivering of Buick automobiles, for the Department of Public Works; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said automobile be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Buick automobile:

NEWARK BUICK CORPORATION,
Newark, N. J.

One (1) Model 90L Buick Eight-passenger automobile equipped with Radio, DeLuxe Heater and Defroster (as per specifications) @ \$2,630.80 each.

ALLOWANCE:

1931 Packard Sedan, Serial No. 50424, Engine No. 340884, \$100.00

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, in accordance with

the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Cold Mixed Asphalt Concrete and Refined Asphalt Cement; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

CLINTON ASPHALT ROAD OILING COMPANY, Union City, N. J.

Approx. 300 tons Cold Mixed Asphalt concrete, top course material prepared as specified in Chapter 15 (See Spec.) @ \$5.00 ton.
Truck delivery, as ordered and directed, to streets in City of Newark.

Delivery to be made in maximum loads of eight (8) tons.

DOSCH-KING COMPANY,
Whippany, N. J.

Approx. 50,000 gals. Refined Asphalt Cement R. A. C. 3 (Section 425) furnished and applied to various streets as directed @ \$.0997 gal.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

as Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, that Captain Patrick Meehan, who has been certified as eligible by the Civil Service Commission, be and he is hereby promoted to the rank of Battalion Chief in the Fire Division, Department of Public Safety, and he shall be paid the same salary and in the same manner as other Battalion Chiefs in similar grade of service, effective June 1, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

RESOLVED, that Battalion Chief Patrick S. Smith, who has been certified as eligible by the Civil Service Commission, be and he is hereby promoted to the rank of Deputy Chief Engineer in the Fire Division, Department of Public Safety, and he shall be paid the same salary and in the same manner as other Deputy Chief Engineers in similar grade of service, effective June 1, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, there has been created by ordinance a "Housing Authority of The City of Newark," the members of which have been appointed, have duly qualified, and are now acting; and

WHEREAS, the said Housing Authority has been organized and is presently engaged in the performance of the duties imposed upon it by law; and

WHEREAS, the said "Housing Authority of The City of Newark" has requested the Board of Commissioners of The City of Newark to provide the sum of \$5,000.00 as a loan to temporarily finance the functions, affairs and preliminary costs of said Authority, to be repaid by said Authority to said City; and,

WHEREAS, by virtue of Chapter 20 of the Laws of 1938, paragraph 7, (55:14B-6), a municipality is authorized to lend or donate money to such authority, and a municipality having a population in excess of 50,000 may appropriate for or on behalf of any local housing authority a sum of money not in excess of \$2,500.00, when the United States Housing Authority shall previous to such appropriation have earmarked, loan or granted funds to said local housing authority for the development of a housing project; and,

WHEREAS, Neil J. Convery, chairman of the local housing authority, making application to the Board of Commissioners for the said loan of \$5,000.00, has stated that the United States Housing Authority requires, as a requisite to making commitments to the local housing authority, a set-up in the matter of organization and personnel; and,

WHEREAS, he has stated that the local housing authority has a definite project plan; and,

WHEREAS, the United States Housing Authority has definitely earmarked funds for the development of said local housing project;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that there is hereby appropriated the sum of \$5,000.00 to the "Housing Authority of The City of Newark" as a loan, to be repaid by said housing authority to said City; and,

BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance is hereby authorized and directed to pay to said "Housing Authority of The City of Newark" the said sum of \$5,000.00, appropriating and charging same to the "Contingent Fund" of The City of Newark.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (Annie May Stengel, owner); for the establishment and operation of an automobile parking station; premises 107-109 Lincoln Park; same to be operated and maintained in conformity with the rules of the Board of Adjustment such use to be limited to the period of one

year from date of approval by this Board;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Commissioner Duffy: I move action be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein: Before adjourning I want to say that in presenting my budget to the City Commission I endeavored to economize in every possible direction. \$40,000 was taken out street lighting. Practically the entire amount of that is under contract with the Public Service. I find that the reduction of 900 lights in the city has produced an effect which was beyond the anticipation of those engineers in the department, and myself as well, which was not contemplated at the time. I think it has created a serious hardship and endangered the safety and the welfare of the citizens of our city. In view of that, upon my return to the city I instructed the lighting engineer and the chief engineer to make a careful survey of the city affected by the diminishing of the lights, and I find that there are other services that can be curtailed which will not as seriously affect the city as darkening of the streets. This was not contemplated at the time that the budget was created. So that some services, such as some street repair work and sewer work, we will be compelled to defer until next year and return the street lighting, at least that portion of it which will affect the welfare of

he city. An effort will be made, as I said, to curtail services which are not as important as that of street lighting. In view of that the engineers have been instructed to replace the lights around the parks and other portions of the city at the same time, with the thought in mind that the life and limb and safety of every individual is to be considered primarily. It is my hope that we can save by curtailing the other services that we have anticipated giving throughout the year, such as street repairs and sewer work, and save whatever we possibly can in that direction. Should we find that we are unable to do so, it will be necessary to introduce an emergency resolution to compensate for the amount of money necessary to be paid to the Public Service for the increased lighting. So I anticipate that tonight or tomorrow night at the latest, that there will be a replacement of the great bulk of those lights that have been

eliminated. I bring that to the attention of the City Commission and to the public generally.

Is there anything else?

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

M. C. ELLENSTEIN,
M. P. DUFFY,
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., June 8, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to repeal an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'Zoning Ordinance of The City of Newark, adopted January 8, 1930,' which said ordinance was adopted March 23rd, 1938."

The Board of Commissioners of The City of Newark, Do Ordain:

1. That an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'Zoning ordinance of the City

of Newark, adopted January 8, 1930,' which said ordinance was adopted March 23rd, 1938," be and the same hereby is repealed.

2. This ordinance shall take effect immediately, upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that June 22, 1938, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing compensation for the members of the Board of Adjustment of the City of Newark, under the provisions of Chapter 274, of the Laws of 1928, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move it be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of bonds of The City of Newark to raise money for the purpose of constructing swimming pools in public parks or playgrounds, or municipal property, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move it be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Eleven Thousand Five Hundred Eleven Dollars and Ninety-two Cents (\$11,511.92) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$11,511.92

Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

One Thousand Two Hundred Seventy two Dollars and Thirty-six Cents (\$1,272.36) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 70.67
Comptroller's Office	25.00
Auditor's Office	5.00
Tax Board	58.28
Tax Receiver	432.70
Street Improvement charges	35.00
1938 Taxes	604.42
Rents Foreclosed Property	41.29
	<hr/>
	\$ 1,272.36

Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Nineteen Thousand, Seven Hundred Ten Dollars and Fifty-six Cents (\$19,710.56) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Division	\$ 14,916.56
Fire Division	4,794.00
	<hr/>
	\$ 19,710.56

M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Five Hundred Seventy-two Dollars and Forty-four Cents (\$572.44) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$572.44

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Eight Hundred Fifty-four Dollars and Ninety-five Cents (\$1,854.95) be and the same is hereby appropriated to the persons named on the attached certified list, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital
Alterations\$1,854.95

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Thirteen Dollars and Ninety-seven Cents (\$813.97) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Ivy Hill Power Plant\$813.97

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Sixteen Dollars and Fifty Cents (\$16.50) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bill and claim of the Department of Parks and Public Property, as follows:

W. P. A. Project
No. 1485-7\$16.50

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Sixty-six Dollars and Sixty-six Cents (\$166.66) be and the same is hereby appropriated to the City Treasurer, same being a supplementary payroll in the Bureau of Docks, Department of Parks and Public Property, from May 16 to May 31, 1938, inclusive, as follows:

Bureau of Docks—

Supplementary Payroll\$166.66

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Nine Hundred Seven Dollars and Fifty-six Cents (\$3,907.56) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending June 1st and June 4th, 1938, inclusive, as follows:

Shade Tree	\$ 2,005.76
Bureau of Docks	967.80
Public Buildings	1,204.00
	<hr/>
	\$ 3,907.56

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Hundred Seventy-three Thousand Nine Hundred Forty-eight Dollars and Eighty-six Cents (\$173,948.86) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

Law Department	\$ 22.50
Central Purchase	78.18
Longworth & Tichenor	
Fund Interest	438.00
Maintenance Passaic Valley Sewer	173,170.18
Public School Appropriation	240.00
	<hr/>
	\$173,948.86

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Six Hundred Sixty-five Dollars and Forty-nine Cents (\$3,665.49) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA)	\$ 3,562.86
Street Construction	
(WPA)	102.63
	<hr/>
	\$ 3,665.49

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. P. Duffy
 Pearce R. Franklin

Bureau of Streets 1,933.20
 Bureau of Sewers 893.46
 House Sewer Connections 226.90
 Bureau of Street Cleaning 16,724.09
 Bureau of Water 8,691.07

\$ 33,714.18

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Two Hundred Ninety-five Dollars and Ten Cents (\$1,295.10) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA)\$1,295.10

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-three Thousand, Seven Hundred Fourteen Dollars and Eighteen Cents (\$33,714.18) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending June 1, 1938:

Newark Airport\$ 2,651.40
 Bureau of Motors 2,594.06

M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

AUCTIONEER.

Walter A. Morton, 54 Broadway.
 David C. Willner, 60 Park Place.

KEEPER OF JUNK SHOP:

Harry Cohn and Sam Cohn, d/b/a
 Cohn Bros., 298 Badger Avenue.

Birenbaum Metal Co., 178-84 Boyd Street.

M. Ellenstein
 M. P. Duffy
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

LEHMAN BROTHERS
One William Street,
New York

May 10th, 1938.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:

The undersigned is the registered holder of the following outstanding \$50,000 bonds of The City of Newark, dated April 1, 1923, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on April 1st and October 1st, and consisting of fifty bonds of the denomination of \$1,000 each, reciting that they are issued on or about their date pursuant to ordinances adopted by the Board of Commissioners on the 6th day of March, 1923, viz.:

- (1) \$24,000 Passaic Valley Sewer Bonds, consisting of twenty-four bonds, numbered and maturing in each year as follows: fourteen bonds, numbered from 295 to 308, inclusive, on April 1, 1945; and ten bonds, numbered from 309 to 318, inclusive, on April 1, 1946.
- (2) \$26,000 Public Improvement Bonds, consisting of twenty-six bonds, numbered from 487 to 512, inclusive, maturing on April 1, 1945.

The bonds were originally issued in coupon form, but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto.

We hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
LEHMAN BROTHERS,
By: F. H. Morse.

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, prior to the issuance of each of the outstanding bonds of The City of Newark, hereinafter described, a resolution was duly adopted by the governing body of said City, providing that said bonds should be issued in coupon form, but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor, in exchange for the following outstanding bonds of The City of Newark, which bonds are dated April 1, 1923, bear interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on April 1st and October 1st, and consist of fifty bonds of the denomination of \$1,000 each, issued on or about their date pursuant to ordinances adopted by the Board of

Commissioners of said City on the 6th day of March, 1923, viz.:

- (1) \$24,000 Passaic Valley Sewer Bonds, consisting of twenty-four bonds, numbered and maturing in each year as follows: fourteen bonds, numbered from 295 to 308, inclusive, on April 1, 1945; and ten bonds, numbered from 309 to 318, inclusive, on April 1, 1946.
- (2) \$26,000 Public Improvement Bonds, consisting of twenty-six bonds, numbered from 487 to 512, inclusive, maturing on April 1, 1945.

FURTHER RESOLVED, That the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City now in use to each of said bonds and to attest such corporate seal. The coupons annexed to such reissued bonds shall bear the fac-simile signature of the Director of the Department of Revenue and Finance.

FURTHER RESOLVED, That in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 25th day of May 1938, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, That no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Estate of Giuseppe Buggelli was assessed at a valuation of \$7,400.00 for the years 1934 and 1935; and,

WHEREAS, the funds in the hands of the Executor had been wholly disbursed, with the exception of \$270.10 to be paid on for the 1934 tax, prior to October 1st, 1934, but through serious illness and incapacity of the Executor, no formal appeal was taken against the assessment levied by the City of Newark for 1935; and,

WHEREAS, the estate has actually paid in full the taxes for 1934, amounting to \$270.10;

BE IT THEREFORE RESOLVED By the Board of Commissioners of the City of Newark that the assessment of \$7,400.00, tax \$248.64 erroneously levied against the Estate of Giuseppe Buggelli for the year 1935 be cancelled and that the Receiver be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Central Paper and Twine Company has located at No. 36 Sherman Avenue, Newark, New Jersey, on October 1, 1935; and

WHEREAS, the said Company was assessed from that address, for its personal property for 1936; and,

WHEREAS, subsequent to October 1, 1935 the said Company moved to No. 68-70 Clifford Street, Newark, New Jersey, and was also assessed in duplicate, at that address, for its personal property, for 1936 in the sum of \$152.40;

BE IT THEREFORE RESOLVED. By the Board of Commissioners of The City of Newark that the duplicate tax for personal property for 1938, amounting to \$152.40, levied against the General Paper and Twine Company at No. 68-70 Clifford Street, Newark, be and the same is hereby cancelled and that the Receiver of Taxes be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Central Clothing Company, located at 449-455 Central Avenue, Newark, New Jersey, was assessed in the sum of \$3,000.00 for the year 1937; and,

WHEREAS, Joseph Spiotta & Company, located in the same premises, was likewise assessed in the sum of \$3,000.00, tax \$111.70 for 1937; and,

WHEREAS, said assessment levied against Joseph Spiotta & Company is actually a duplicate assessment of the Central Clothing Company, and

WHEREAS, the Central Clothing Company has paid the tax levied against it for 1937;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of The City of Newark that the duplicate assessment of \$3,000.00, tax \$111.70 levied against Joseph Spiotta & Company for 1937 be and the same is hereby cancelled and that the Receiver of Taxes be ordered to cancel the same of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Consolidated Products Company, located at No. 331-349 Doremus Avenue, Newark, New Jersey, was assessed at a valuation of \$60,000.00 for 1935; and,

WHEREAS, the Essex County Board of Taxation reduced this assessment to \$15,000.00, and

WHEREAS, the assessment for 1937 was erroneously raised to \$50,000.00; and,

WHEREAS, upon complaint of the taxpayer, the Board of Assessment and Revision of Taxes agreed to re-

duce the said assessment of \$50,000.00 for 1937 to \$15,000.00 but, said agreement was never consummated; and,

WHEREAS, in fairness to said taxpayer, the assessment should be corrected;

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the assessment of the Consolidated Products Company for the year 1937, in the sum of \$50,000.00, amounting to a tax of \$1,845 be reduced to a valuation of \$15,000.00, amounting to a tax of \$553.50, and that the Receiver of Taxes be and he is hereby authorized to change his records accordingly and he is further authorized to cancel the balance of \$35,000.00, amounting to a tax of \$1,291.50 of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Morris and Anna Yogg, of 69 Weequahic Avenue, are indebted to the City of Newark for personal taxes for the years 1933-1934-1935-1936 and 1937, in the amount of \$131.24; and,

WHEREAS, Morris and Anna Yogg were assessed for a five-room flat, all the furniture of which is forty-three years old, with the exception of one bedroom suite, which is thirteen years old; and,

WHEREAS, Morris and Anna Yogg have no income except that which is provided by their son, which is just enough to live on;

THEREFORE BE IT RESOLVED: That the Director of Revenue and Finance be authorized to accept Twenty-five Dollars in full payment to be applied to the 1933 tax, and the balance of \$106.24 to be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On March 30, 1938, the Board of Commissioners of the City of Newark adopted the following resolution:

"WHEREAS, Handler Realty Co., Inc., has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the lots owned by it and known as 28-30 Norman Road, Block 4260, Lot 31 and 32, Block 4260; and,

"WHEREAS, The Board of Commissioners of The City of Newark did on November 24, 1937 adopt a resolution adjusting the unpaid taxes, assessments and liens on the aforesaid 28-30 Norman Road, Block 4260, Lot No. 31 and 32, at \$820 each; and,

"WHEREAS, the Handler Realty Co., Inc. was not within the statutory period able to pay the appraised value of the property aforementioned; and,

"WHEREAS, the said Handler Realty Co., Inc. has now offered to pay \$1,640 in full satisfaction of all unpaid taxes, assessments and liens, being the present market value of the aforesaid lots;

"THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the said sum of \$1,640 in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lots and the amount of any such taxes, assessments, and liens over and above the aforesaid present market value on each of the aforesaid lots be and they hereby are cancelled upon the payment of the sum aforesaid.

"This resolution is presented under and by virtue of Chapter 70, P. L. 1933, giving the municipality the right to alteration, adjustment and settlement of taxes; building improvements to be commenced on the aforesaid property within sixty (60) days from the date hereof, otherwise this resolution to be null and void," and

WHEREAS, in said resolution lot 32, block 4260 was inadvertently included instead of premises No. 32 Norman Road, known as lot 30, Block 4260, as originally set forth in the draft of said resolution; and,

WHEREAS, it is now the intention of the Board of Commissioners of the City of Newark to correct said error and to grant the petition of Handler Realty Co., Inc., for the adjustment of unpaid taxes, assessments and liens on the two lots owned by it and known as 28-30 Norman Road, Block 4260, Lot 31, and 32 Norman Road, Block 4260, lot 30.

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the said sum of \$1,640 in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lots and the amount of any

such taxes, assessment and liens over and above the aforesaid present market value on each of the aforesaid lots be and they hereby are cancelled upon the payment of the sum aforesaid.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, giving the municipality the right to alteration, adjustment and settlement of taxes; building improvements to be commenced on the aforesaid property within sixty (60) days from the date hereof, otherwise this resolution to be null and void.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Halstead Poultry Market Corporation was the owner of premises known and designated as No. 133-137 Halstead Street, Newark, New Jersey, Block 4203, Lot 84, in 1935; and,

WHEREAS, said premises were erroneously assessed that year, as vacant land, in the sum of \$1,800.00; and,

WHEREAS, a corrected assessment was levied on said premises in the sum of \$6,400.00, being \$1,800.00 on land and \$4,600.00 on improvements; and,

WHEREAS both assessments were carried on the assessment rolls for 1935;

BE IT THEREFORE RESOLVED, By the Board of Commissioners of the City of Newark, that the original

assessment of \$1,800.00, erroneously levied against the aforesaid premises as vacant land, for 1935, be and the same is hereby cancelled and the Comptroller be and he is hereby authorized to cancel the same of record.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, it has been determined that there was an erroneous charge of \$58.79 made in the collection of taxes, interest and penalties on tax sale certificate for 1935 taxes on property at 248-248½ Littleton Avenue, City of Newark; and

WHEREAS, the owner thereof did make payment thereof and is entitled to a refund;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the sum of \$58.79 be and the same is hereby refunded to the owner of the premises at 248-248½ Littleton Avenue, City of Newark, for over-payment by reason of erroneous charge made on account of taxes due on aforesaid property; and the Director of Revenue and Finance be and he is hereby authorized and directed to make refund of the said sum of \$58.79 and to apply the same to any outstanding taxes now due and owing on said property.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The City of Newark is the owner of certain premises, consisting of vacant land, situated in the City of Newark, County of Essex, and State of New Jersey, being known and designated as Numbers 271 and 273 Ellery Avenue, Block Number 4144 Lot Number 1 on the Tax Maps of the City of Newark, and more particularly described as follows:

BEGINNING at a point in the intersection of the westerly line of Ellery Avenue with the southerly line of Netherwood Place; thence thence along the said southerly line of Netherwood Place, north sixty-three degrees thirteen minutes west one hundred feet; thence south twenty-six degrees forty-seven minutes west thirty-eight feet; thence south sixty-three degrees thirteen minutes east one hundred feet to the aforesaid westerly line of Ellery Avenue; thence along same north twenty-six degrees forty-seven minutes east thirty-eight feet to the point and place of BEGINNING.

Being known and designated as the northerly thirteen feet of lot 125 and all of lot 126 as shown on Map of Ridgewood Park, property of Kempel Investment Company, Newark, Essex County, N. J., made by Harrison R. Van Duyne, C. E.

and,

WHEREAS, said lands are not suitable or convenient or needed for public use by the said City of Newark; and

WHEREAS, by virtue of the laws

of the State of New Jersey, (Title 40 Chapter 60, Article 26), said lands may be sold only at public sale to the highest bidder, for cash, after public advertisement given in a newspaper circulating in the municipality, by two insertions at least once in a week during two consecutive weeks, the last publication to be not more than seven days prior to the sale;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized to offer for public sale, in accordance with the law, as aforesaid, the said premises situate at Number 271-273 Ellery Avenue, in the City of Newark, and more particularly described above, and to sell to the highest bidder for cash, provided that the highest offer received at such public sale shall in the opinion of the said Director of the Department of Revenue and Finance be a fair and equitable one and to the best interests of the City of Newark to accept, and the said Director of the Department of Revenue and Finance shall have the right to reject any and all bids received pursuant to the advertisement and proposals; and

BE IT RESOLVED, that the Director of the Department of Revenue and Finance and the City Clerk, subject to the foregoing requirements and conditions, be and they are hereby authorized to execute a Bargain and Sale Deed to the successful bidder and purchaser upon compliance with the terms and conditions of sale; deed to be in form approved by the Law Department.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on April 29, 1936, the Board of Commissioners of the City of Newark, adopted the following resolution:

"WHEREAS, the firm of Hosack, Specht, Conniff & Wood have agreed to examine the records of the City of Newark for the purpose of establishing the right of the City to refunds of Federal taxes; and

WHEREAS, said firm has agreed that compensation for such work shall be paid to them only in the event of a recovery by the City of Newark of refunds on Federal taxes;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark:

1. That the Director of the Department of Revenue and Finance be and he is hereby authorized and empowered to employ the firm of Hosack, Specht, Conniff & Wood, auditors, of Pittsburgh, Pennsylvania, to make an examination of the City records for the purpose of determining the right of the City of Newark to refunds of Federal taxes which may be due to the City for the year 1935 and years prior thereto;

2. If, upon such examination being made facts shall be disclosed whereby the City of Newark shall receive refunds of any of said taxes, said firm of Hosack, Specht, Conniff & Wood shall be paid a commission of 33 1/3% of any amount recovered and received by the City of Newark up to and including the sum of \$100,000, and 25% of any funds recovered and received by the City of Newark over and above the sum of \$100,00;

3. All expenses incurred in making said examination shall be paid by said Hosack, Specht, Conniff & Wood, and no charge shall be made to or against the City of Newark for any services or expenses incurred in accordance with the provisions of section 2 of this resolution.

4. It is agreed by Hosack, Specht Conniff & Wood that the City of Newark will not be required to pay any percentage greater than is or may be paid by the City of New York for a similar work, and in no case shall any payment be of a percentage larger than hereinbefore set forth.

M. Ellenstein
A. F. Minisi
Pearce R. Franklin

The Board of Commissioners, of
The City of Newark, N. J."

and,

WHEREAS, the firm of Hosack Specht, Conniff & Wood obtained refunds of processing taxes from the Federal government on the following Newark contracts:

Fred Horn	\$ 695.44
Ideal Packing Co.	69.18
Lair & Brydon	492.93
John Gialanella	3,624.45

and has delivered to the Director of Revenue and Finance of the City of Newark 14 checks of the Treasurer of the United States of America, in the amount of \$4,882, covering the above mentioned processing tax refunds; and

WHEREAS, the firm of Hosack, Specht, Conniff & Wood is, by the terms of said resolution adopted by said Board on April 29, 1936, entitled to 33 1/3% of said amount of \$4,882, so collected, said commission amounting to \$1,627.33;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of

the Department of Revenue and Finance be and he is hereby authorized and instructed to accept said checks totaling \$4,882, for the processing tax refunds above mentioned; and

BE IT FURTHER RESOLVED, that said Director of the Department of Revenue and Finance be and he is hereby directed and empowered to pay to said firm of Hosack, Specht, Conniff & Wood, out of said \$4,882, according to the terms of the resolution adopted April 29, 1936, the sum of \$1,627.33; and,

BE IT FURTHER RESOLVED, that the sum of \$1,627.33 be and it is hereby appropriated out of said sum of \$4,882; and,

BE IT FURTHER RESOLVED, that the Director of the Department of Revenue and Finance be and he is hereby empowered, in accordance with the communication of May 14, 1938, from the firm of Hosack, Specht, Conniff & Wood, to pay said sum of \$1,627.33, in two checks, one in the amount of \$1,327.33, to Hosack, Specht, Conniff & Wood, and the other, in the sum of \$300, to Isidore J. Padula, Attorney for said firm of Hosack, Specht, Conniff & Wood.

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, on May 18, 1938, the Board of Commissioners of The City of Newark adopted resolution No. 2626, wherein an adjustment of rents was provided for in the matter of

three leases between The City of Newark and the American Wood Flour Company, Inc.; and

WHEREAS, it is intended that such adjustment of rents shall be effective as of and to commence on April 1, 1938;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the reduction in rentals as to the three leases between The City of Newark and American Wood Flour Company, Inc., as set forth in resolution No. 2626, adopted May 18, 1938, shall be effective as of and to commence on April 1, 1938, and under the terms and conditions provided for in aforesaid resolution No. 2626, and that a copy of this resolution be made a part of the amendments to said leases.

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, is causing to be filed with the United State National Youth Administration a project to employ two hundred youths to be taken from the relief rolls of the City, for the eradication of Ragweed, Marihuana and other noxious and injurious weeds throughout the City of Newark; and,

WHEREAS, the contribution requested of the United State National Youth Administration for said project amounting to \$4,155.00 per month is contingent upon the expendi-

dure of \$1,441.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property is hereby authorized to expend the sum of \$1,441.00 for the purpose aforesaid.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering one (1) Plymouth Coupe for use in the Department of Parks and Public Property.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays:—Commissioner Murphy.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Fuel Oil and Forage, for the various departments requiring same.

Bids to be received between the hours of 10:00 and 10:15 A. M. (Daylight Saving Time) on such date as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays:—Commissioner Murphy.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Lantern Oil and Asphalt Binder and Asphalt Concrete Mixture, for the Department of Public Affairs; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

THE TEXAS COMPANY—
New York City.

Approx. 12,000 gal. lantern oil (in drums) @ contractor's posted tank wagon price for Texaco Crystalite (Kerosene) in effect at time and place of delivery, plus .02 gallon except that at no time during the 6 months contract shall the price so computed exceed .105 gallon.

THE HIGHWAY CORPORATION—
Newark, N. J.

Approx. 800 tons sheet asphalt binder mixture @ \$3.49 per ton (Section 435 A Bureau of Streets Standard Spec.)

STANDARD BITULITHIC COMPANY—Newark, N. J.

Approx. 900 tons coarse aggregate asphalt concrete mixture (Section 435E — Bureau of Streets Standard Specifications) @ \$3.91 per ton.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays:—Commissioner Murphy.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property deems it advisable to eliminate the services of two (2) Aerial Cleaners in the Bureau of Public Buildings, Department of Parks and Public Property;

THEFORE BE IT RESOLVED,

that Otto McKlanes and Daniel Ryan, Aerial Cleaners in the Bureau of Public Buildings, Department of Parks and Public Property, be and they are hereby returned to their former positions of Cleaners in the same Bureau, at the same salary of \$1,500.00 per annum each. Said change in title effective June 1st, 1938.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, George H. Goertz, who was employed as City Hall Policeman in the Bureau of Public Buildings, Department of Parks and Public Property, at a salary of \$2,000.00 per annum, was suspended on October 11th, 1937; and

WHEREAS, the said George H. Goertz has requested reinstatement at a reduced salary of \$1,500.00 per annum;

THEREFORE BE IT RESOLVED, that George H. Goertz be and he is hereby reinstated to the position of City Hall Policeman in the Bureau of Public Buildings, Department of Parks and Public Property, at a reduced salary of \$1,500.00 per annum, effective as of June 3rd, 1938.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the application of Nick Caputo (Annie May Stengel, owner); for the establishment and operation of an automobile parking station; premises 107-109 Lincoln Park; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period of one year from date of approval by this Board.

Mayor Ellenstein: Request has been made by the opponents and agreed to by the proponents to defer it for one week.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., June 7, 1938.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L., 1928, (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

2-16 Monteith Avenue; Luigi D'Allesio; the storage of second-

hand lumber in a 1st business district; such use to be limited to the period of one year;

*793 Summer Avenue; Nick Ricca, owner; renewal of permit for retail ice depot; such use to be limited to the period of two years ending June 5, 1940;

*207-209 Plane Street; Edwin C. Brautigam; renewal of permit for automobile parking station; such use to be limited to the period of one year ending June 27, 1939;

*222-226 Halsey Street; New Branford Brake and Auto Repair Co., renewal of permit for two stationary gasoline pumps; such use to be limited to the period of one year ending May 5, 1939;

*37-43 Lombardy Place (34 Atlantic Street); Rayner Auto Service; renewal of permit for automobile parking station; such use to be limited to the period of one year ending June 22, 1939;

*233-239 Pomona Avenue; Joseph Lieb, owner; for a two-car private garage on rear lot line beyond required setback in a 2nd residence district;—(No objectors);

429-431 Bloomfield Avenue; Joseph Mertz; the construction and operation of a dining car in a 2nd business district;—(No objectors).

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of June 8, 1938.)

Received and filed, copy to be sent to each commissioner and further action postponed to June 15, 1938.

The City Clerk: Four of these are renewals and can be disposed of at this time under suspension of the rules.

Mayor Ellenstein: A motion will be in order that the rules be suspended in these cases of renewals, the four cases of renewals.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Ricca, owner; for the renewal of permit for retail ice depot; premises 793 Summer Avenue; such use to be limited to the period of two years ending June 5, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move that

we concur in the recommendation of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Edwin C. Brautigam, owner; for the renewal of permit for automobile parking station; premises 207-209 Plane street; such use to be limited to the period of one year ending June 27, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of New Branford Brake and Auto Repair Co. (Fidelity Union Trust Co., owner); for the renewal of permit for two stationary gasoline pumps; premises 222-226 Halsey Street; such use to be limited to the period of one year ending May 5, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Rayner Auto Service (Charles S. Wood and Fidelity Union Trust Co., owners); for the renewal of permit for automobile parking station; premises 37-43 Lombardy Place (34 Atlantic Street); such use to be limited to the period of one year ending June 22, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Mayor Ellenstein: I understand there are two requests for a suspension of the rules.

The City Clerk: The first one is for 233-239 Pomona Avenue.

Mayor Ellenstein: You are here asking that the rules be suspended?

Mr. Joseph Lieb: Yes, that is right.

Mr. Rankin: It is just the location of a private garage. I don't think there is any objection to it. The adjoining neighbor has approved it and he is the only one affected.

Mayor Ellenstein: There were no objectors,

Mr. Rankin: No objectors.

Mayor Ellenstein: I will entertain a motion that the rules be suspended.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure, or use be allowed:

Application of Joseph Lieb, owner; for a two-car private garage on rear lot line beyond required setback in a 2nd residence district, premises 233-239 Pomona Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

The City Clerk: 429-431 Bloomfield Avenue.

Mr. Rankin: There was no opposition to this.

Mayor Ellenstein: You want this matter disposed of today?

Mr. Joseph Mertz: If you please.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in this matter.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Mertz (Alexander C. Orr, owner); for the construction and operation of a dining car in a 2nd business district; premises 429-431 Bloomfield Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there an person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Mayor Ellenstein: The other matters submitted by the Zoning Board will take the usual course and be heard one week from today, on June 15.

REPORTS OF CITY OFFICERS

The following reports of City officers were received and ordered filed:

Superintendent of Weights and Measures for May, 1938.

Department of Public Buildings for May, 1938.

Supervisor, Municipal Farmers' Market, for May, 1938.

Clerk of First District Court for May, 1938.

Clerk of Second District Court for May, 1938.

Superintendent of Alms House for May, 1938.

City Clerk (2) for May, 1938.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for May, 1938.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic, for May, 1938.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 1, for May, 1938.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 2, for May 1938.

Robert J. Beckley, Clerk 3rd Criminal Court for May, 1938.

Elizabeth S. Lewis, Clerk of Family Court, for May, 1938.

City Treasurer for May, 1938.

Comptroller for May, 1938.

City of Newark, New Jersey
Department of Revenue and Finance

June 1, 1938.

To the Honorable,
The Commissioners of the
City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of May, 1938:

RECEIPTS

Cash on hand April 30, 1938	\$2,090,004.19	
Received from Comptroller—May	5,548,526.38	
		<u>\$7,638,530.57</u>

DISBURSEMENTS

By Warrant	\$6,325,436.41	
Without Warrant	2,836.35	
Returned Checks	5,847.40	
		<u>\$6,334,120.16</u>
Cash on hand May 31, 1938		1,304,410.41

Respectfully,
Vincent J. Murphy,

Director of Revenue and Finance
By Joseph J. Kroehl.

COMPTROLLER'S REPORT

May, 1938

Assessments:

Opening Streets	\$ 1,540.70
Paving Streets	1,569.07
Sewers	70.31
House Sewers	214.85
Water Department Arrears	765.10
Bureau of Streets, Snow Removal	28.08
Shade Trees	5.00

Funds:

Schools, Current Expense	1,700,000.00
Emergency Relief Special	33,083.97
Emergency Relief Special	583.65
Emergency Relief Administration	94.65
Outdoor Poor	780.00
Farmers' Market Rents	1,390.50
Centre Market Rents	1,174.00
Green and Franklin Property Rents	330.00
Foreclosed Property	411.00
Redemptions	2,914.91
P. W. A. Const. Acct.	6,793.60
Sale of City Property	1,520.00
Gas Tax Refund	4,711.26
Port Newark Sale of Boat	800.00
Printing and Stationary	13,946.11
Memorial Day Celebration	482.27
Shade Trees	62.65
Almshouse	124.21
Fire Department	140.54
200 Washington Street Corp.	833.33
Personal Tax	3.10
Bureau of Streets	11,157.47
Bureau of Street Cleaning	3,849.22
Bureau of House Sewers	2,132.38
Bureau of Docks	6,166.68
Bureau of Motors	658.16
Airport	7,257.92
Water Rents	206,299.68

Miscellaneous Rents:

General Licenses	12,674.64
Dog Licenses	698.00
Beer Licenses	2,352.46

Fees	511.65
Building Department	2,747.94
Board of Health	995.37
City Hospital	2,168.61
Public Library	1,609.29
Public Baths	1,960.33
Bureau of Combustibles	1,281.00
Jitneys	20,032.86
Shade Trees	10.75
Searches	655.00
Cost of Sale	3,402.16
Surplus Revenue	505.84
Police Courts	13,100.90
District Courts	3,577.90
Miscellaneous Rents	678.67
Army Base Lease	8,333.33
Market Plaza Lease	6,250.00
Market Plaza Parking Station	2,200.00
Raymond Plaza Parking Station	1,542.00
City Hall Parking Station	225.00
Suspense Account	265.00
Police Department	141.69
Personal Arrears—Fees	248.50
Personal Arrears—Penalties .....	.59
Personal Arrears—Costs	14.40
Bureau of Street Cleaning	206.21
Bureau of Lighting	24.83
Bureau of Sewers	560.00
Emergency Relief Bonds	1,596,000.00
Emergency Relief Bonds, Premium and Interest	11,726.88
Taxes 1938 Receiver	3,069,213.29
Arrears Real Estate, 1937	204,369.64
Arrears Real Estate, 1936	96,451.01
Arrears Real Estate, 1935 and Prior	108,817.30
Personal Arrears, 1937	17,523.88
Personal Arrears, 1936	7,688.47
Personal Arrears, 1935 and Prior	3,479.09
Interests:	
Real Estate	70,664.30
Personal Arrears	2,138.85
	<hr/>
	\$7,288,942.01
Less Refunds \$644.83, returned checks \$5,847.40	6,492.23
	<hr/>
	\$7,282,449.78:

Vincent J. Murphy,
Director of Revenue and Finance.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

VINCENT J. MURPHY,
JOS. M. BYRNE, JR.
M. P. DUFFY,
PEARCE F. FRANKLIN.
M. C. ELLENSTEIN,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., June 15, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Absent: Commissioner Murphy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled "An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey, adopted July 15, 1924," and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled "An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey, adopted July 15, 1924."

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy moved that the title of "An Ordinance to amend an ordinance entitled 'An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey, adopted July 15, 1924,' " be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled "An Ordinance to regulate the construction, repair(altera-

tion and removal of buildings within the City of Newark, New Jersey, adopted July 15, 1924."

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled "An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey, adopted July 15, 1924, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled "An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, New Jersey, adopted July 15, 1924.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy moved that the title of "An Ordinance to amend an ordinance entitled 'An Ordinance to regulate the construction, repair, al-

teration and removal of buildings within the City of Newark, New Jersey, adopted July 15, 1924'", be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled "An Ordinance to regulate the construction, repair, alteration and removal of buildings within the City of Newark, adopted July 15, 1924.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend Section 4 of An Ordinance entitled: "An Ordinance to regulate the sale and distribution of milk, cream and milk products in the City of Newark," adopted July 1, 1931, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move further consideration of this ordinance be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Thirty Thousand Six Hundred Three Dollars and Seventy-six Cents (\$30,603.76) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Surplus and Deficiency\$30,603.76

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Ten Dollars (\$2,010.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

City Sundries\$ 85.00
(Carfare)
Tax Receiver 1,925.00
\$2,010.00

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of

Three Hundred Eighty-one Dollars Thirty-nine Cents (\$381.39) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office\$ 15.00
License Division 34.50
Building Division 98.09
Electrical Division 233.80
\$381.39

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Nine Thousand, Five Hundred Thirty-four Dollars and Sixty-three Cents (\$9,534.63) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$9,534.63

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of

Three Hundred Sixty-three Thousand, Ninety-five Dollars and Fifty-eight Cents (\$363,095.58) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Direct \$363,095.58

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-four Thousand Five Hundred Sixty-five Dollars and Thirteen Cents (\$54,565.13) be and the same is hereby appropriated to the persons named, on the annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Sesqui-Centennial Celebration	\$ 150.00
Youth Week Celebration.....	1,436.02
Rental of Beds in Institutions	4,312.50
Bureau of Baths	3,612.45
Ivy Hill Power Plant	1,044.75
Public Outing	106.00
Newark City Alms House	5,656.14
Outdoor Poor Department	43.64
Newark City Home	4,986.66
Bureau of Health	6,105.69
Bureau of Health	186.08
Newark City Hospital	24,566.23
Convalescent Hospital	2,358.97
	<hr/>
	\$ 54,565.13

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Nine Hundred Seventy-five Dollars and Sixteen Cents (\$975.16) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

Law Department	\$ 68.75
Board of Adjustment Zoning	239.50
City Sundries (Court and Filing Fees)	52.00
City Clerk	439.30
House Sewer Connections.....	113.10
Miscellaneous Revenue	62.51
	<hr/>
	\$975.15

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand, One Hundred Fifteen Dollars and Sixty-one Cents (\$35,115.61) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending June 8, 1938:

Newark Airport	\$ 2,872.65
Bureau of Motors	2,603.88
Bureau of Streets	2,429.01
Bureau of Sewers	975.79
House Sewer Connections..	294.20
Bureau of Street Cleaning	16,889.64
Bureau of Water	9,050.44
	<hr/>
	\$ 35,115.61

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

RESOLVED: That the sum of Nine Hundred Ninety-five Dollars and Sixty-four Cents (\$995.64) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$995.64
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M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Twenty-three Dollars and Eighty Cents (\$1,023.80) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$ 875.54
Reconstruction Doremus	

Avenue Bridge	148 26
	<hr/>
	\$1,023.80

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Thirty-nine Dollars and Fifty-three Cents (\$539.53) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$105.05
Care and Relief of Indigent Children	434.48
	<hr/>
	\$539.53

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Two Hundred Twenty-seven Dollars and Sixteen Cents (\$3,227.16) be and the same hereby is appropriated to the persons named, as per certified list attached being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA)	\$2,554.08
Street Construction (WPA) ..	90.00
Sewer Construction (WPA) ..	583.08
	<hr/>
	\$3,227.16

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-five Dollars and Eighty-five Cents (\$55.85) be, and the same is hereby appropriated to person named on the annexed certified list, being the bill and claim of the Department of Inter-Departmental Departments, as follows:

Department of Central Purchase	\$55.85
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M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Twelve Thousand, Two Hundred Dollars and Thirteen Cents (\$12,200.13) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Director's ..	\$ 28 08
Maintenance of Dog Pound	625.00
Municipal Farmers' Market	623.02
Printing and Stationery	3,851.14
Public Buildings	5,524.91
Shade Tree	444.82
W. P. A. Project No. 2579-7	638.58
W. P. A. Project No. 3-7-896	30.70
W. P. A. Project No. 1485-7	76.26
W. P. A. Project No. 1546-7	26.50
Smoke Abatement	19.19
Weights and Measures	311.93
	<hr/>
	\$ 12,200.13

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Forty-Seven Dollars and Seven Cents (\$847.07) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Printing and Stationery	\$ 28.62
Bureau of Docks	818.45
	<hr/>
	\$847.07

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Two Hundred Fifteen Dollars and One Cent (\$4,215.01) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending June 8th, and June 11th, 1938, inclusive, as follows:

Shade Tree	\$ 2,226.96
Bureau of Docks	786.05
Public Buildings	1,202.00
	<hr/>
	\$ 4,215.01

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, the proposed agreement between the City of Newark and Public Service Coordinated Transport to provide for the temporary covering and/or removal and restoration of street railway tracks in connection with the substitution of All-Service Vehicle operation, as described in said agreement, in the operation of the Jersey City Line, in the City of Newark, County of Essex, has been submitted to the said City and considered and approved; therefore be it

RESOLVED, That the proper officers of the City of Newark be and they are hereby authorized to execute and deliver said agreement to Public Service Coordinated Transport.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of \$50.00 be paid to Robert E. Sellers, Assistant Director of Venereal Disease and a similar sum of \$50.00 to Max J. Exner, Epidemiologist in Syphilis, of the Bureau of Health, Department of Public Works, to cover in part, their expenses in making a survey of venereal disease clinics throughout New England, during the week beginning June 20, 1938. This money shall be paid from the fund known as the United States Social Hygiene Fund, provided by the State of New Jersey and budgeted for this purpose.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Dry Goods and Household Supplies for use in the Department of Public Works.

Bids to be received from 10:00 to 10:15 A. M. (Daylight Saving Time) on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Incandescent Lamps for use in the various departments of the City of Newark, N. J.

Bids to be received from 10:00 to 10:15 A. M. (DST) on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution as declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Asphalt Pouring Pots, Asphalt Heating Kettles and Emulsified Asphalt EA 2, for the Department of Public Affairs.

Bids to be received from 10:00 to 10:15 A. M. (Daylight Saving Time) on such date as it shall in said advertisement designate.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, That the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering 1:2:4 Ready Mixed Concrete, Grade A, Broken Stones Aggregate, 12" Title Pipe, Refined Tar Cement, Asphalt Cement for Block Pavement, Asphalt Filler for Brick Pavement and Radial Curb for use in the Department of Public Affairs.

Bids to be received from 10:00 to 10:15 A. M. (DST) on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Bituminous Sand, therefore be it

RESOLVED By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City

of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Bituminous Sand:

VAN KEUREN & SON,
East Newark, N. J.

Approximately 2,500 cu. yds. Bituminous Sand, scow delivery to City Asphalt Plant (Section 419 Bureau of Streets Standard specifications) @ \$1.23 cu. yd.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That Anna E. Miner, Purchase Clerk in the Department of Central Purchase be, and she is hereby granted a leave of absence without pay from June 16th, 1938, for a period of three (3) months.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The following communication was received and read:

32 Walnut Street

Newark, N. J., June 15th, 1938.

Board of Commissioners,
City of Newark, New Jersey.

Honorable Sirs:

I hereby submit my resignation as Chairman and member of the Newark Housing Authority, to take effect Thursday, June 16th, 1938.

It is with deep regret that I make this decision, but my superiors in the Federal Housing Administration have established a policy which prohibits officials of the Federal Housing Administration holding any other position and inasmuch as the said position is, at the present time, my only means of income, there is no other course open to me but to tender my resignation from the Newark Housing Authority, with regrets.

Appreciating the confidence placed in me and the honor bestowed on me, I am,

Sincerely,
Neil J. Convery.

Ordered filed.

Commissioner Duffy offered the following resolutions:

WHEREAS, Neil J. Convery, by resolution of the Board of Commissioners of The City of Newark, adopted April 20, 1938, was appointed a member of the Housing Authority of The City of Newark for a term of three (3) years, effective as of April 20, 1938; and

WHEREAS, the said Neil J. Convery has tendered his resignation effective as of June 16, 1938;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of

The City of Newark, that the said resignation of Neil J. Convery as a member of the Housing Authority of The City of Newark, which resignation is to be effective as of June 16, 1938, be and the same is hereby accepted; and

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby authorized and directed to file a certified copy of this resolution with the executive officer of the State Housing Authority.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, Neil J. Convery, by resolution of the Board of Commissioners of The City of Newark, adopted April 20, 1938, was appointed a member of the Housing Authority of The City of Newark for a term of three (3) years, commencing April 20, 1938; and

WHEREAS, the said Neil J. Convery has submitted his resignation as a member of the said Housing Authority of The City of Newark, effective June 16, 1938, and which resignation has been accepted by the Board of Commissioners of The City of Newark; and

WHEREAS, it is desired to appoint Charles P. Gillen to fill the vacancy caused by the resignation of the said Neil J. Convery, which appointment will be for the unexpired term, to wit, until the expiration of the said term of three (3) years, commencing April 20, 1938;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that Charles P. Gillen be and he is hereby appointed a member of the Housing Authority of The City of Newark to fill the vacancy caused by the resignation, effective June 16, 1938, of Neil J. Convery, who was appointed for a three-year term, commencing April 20, 1938; and the said Charles P. Gillen shall fill the unexpired term of the said Neil J. Convery, resigned, commencing June 16, 1938; and

Be IT FURTHER RESOLVED, that the City Clerk be and he is hereby authorized and directed to file a certified copy of this resolution with the executive officer of the State Housing Authority.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, Mary Muench has been employed by The City of Newark, presently as a cleaner in the Department of Parks and Public Property, from July 12, 1911; and,

WHEREAS, the said Mary Muench has reached the age of seventy (70) years, having been born on the 26th day of November, 1867, as is shown by a certificate of Baptism from the records of the Church of St. Michael, Fort Loramie, Ohio, and which Certificate of Baptism is attached hereto and made a part hereof, and which date is further supported by two certain insurance policies issued by the

Prudential Insurance Company upon the life of the aforesaid Mary Muench, to wit:

Policy No. 12403963, issued on 5th day of June, 1899, wherein it is set forth, age next birthday at date of policy, 32 years;

Policy No. 22229462, issued on August 27, 1906, wherein it is set forth the age next birthday, 39 years;

both of which policies are presently before Joseph A. Ward, Legal Assistant, Law Department, having been furnished by the aforesaid Mary Muench for the purpose of verifying her age; and,

WHEREAS, the said Mary Muench has been employed as a cleaner in the Department of Parks and Public Property at a weekly salary, which computed on a yearly basis amounts to the sum of \$1,248.00 per year; and,

WHEREAS, by virtue of an Act of The Legislature, Revised Statutes of New Jersey, 1937, Title 43, Chapter 12, Article 1, it is provided as follows:

"Any person who has been continuously in the employ of any city for the period of twenty-five years, and has reached the age of seventy years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement." and,

WHEREAS, the said Mary Muench has been employed for the required period of twenty-five years, and has reached the age of seventy years, and has made application for retirement under the aforesaid Act;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of

The City of Newark, that Mary Muench be and she is hereby retired from the services of The City of Newark as of June 27, 1938, upon which date will become effective a pension of \$624.00 per annum, being one-half of the compensation per annum now received by the said Mary Muench from The City of Newark, said pension to be paid during the term of her natural life and to be paid from the appropriation for the Department of Parks and Public Property of The City of Newark, pursuant to the provisions of the above entitled statute.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property deems it advisable and advantageous to The City of Newark to negotiate for the leasing of Miller Street Farmers' Market, which property is owned by The City of Newark;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to conduct negotiations for and on behalf of The City of Newark for the leasing of the Miller Street Farmers' Market, which premises are owned by The City of Newark; it being understood, however, that nothing contained herein shall be deemed to vest authority in the said Director of the Department of Parks and Public Property to enter into any agreement or agreements to lease or to consummate any agreement or agreements to lease

the said premises without the approval and consent of the Board of Commissioners of The City of Newark.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, the Lincoln Pleasure Club, of No. 11 Boston Street, Newark, New Jersey, did file an application for a Club License with the Municipal Board of Alcoholic Beverage Control, on February 11, 1938, and did deposit with the Secretary of the said Board the sum of \$59.64; and

WHEREAS, May 26th, 1938, the Municipal Board of Alcoholic Beverage Control did grant a Club License to the said Lincoln Pleasure Club; and

WHEREAS, on May 26th, 1938, the said Lincoln Pleasure Club was entitled to a refund of \$44.84 on the issuance of said license and the correct fee, as pro rata, as of the date of the issuance of the said license was \$14.80.

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of \$44.84 be and the same is hereby ordered paid to the said Lincoln Pleasure Club, and the Director of the Department of Revenue and Finance be and he hereby is directed and authorized to return to the said Lincoln Pleasure Club the said sum of \$44.84 for the reason hereinbefore set forth.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, in certain lines of business, a Newark license is required to operate in the City of Newark; and

WHEREAS, it has been the practice to issue these licenses without regard as to whether their City taxes are paid; and

WHEREAS, many of these licensees are delinquent in their taxes, particularly Personal taxes, and such licenses should only be issued to those who not only pay their license fee but also pay taxes for the maintenance of our City government;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that as a prerequisite to the issuance of any business licenses by any issuing authority of the City of Newark shall be the presentation of a receipted current tax bill showing full payment of all taxes, particularly Personal taxes and that, in the absence of a receipted tax bill, the Director of the Department of Revenue and Finance shall be authorized to make arrangements to put the applicant on an installment plan.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, a contract was entered

into between The City of Newark and Herbert T. Gerrish, for the dredging of the City of Newark Channel, on December 7th, 1937; and

WHEREAS, the contract called for the dredging of an estimated quantity of 834,000 cubic yards at nine and three hundred and sixty-five thousands cents (\$0.09365) per cubic yard; and

WHEREAS, final soundings and computations show that the contractor actually dredged 901,346 cubic yards at an additional cost of six thousand three hundred and six dollars and ninety-five cents (\$6,306.95); and

WHEREAS, the City engineers have checked these quantities and found them to be correct;

THEREFORE BE IT RESOLVED, That the above extra, amounting to six thousand three hundred and six dollars and ninety-five cents (\$6,306.95) in addition to the regular contract, be paid to Herbert T. Gerrish, all as shown on the attached final estimate; and

BE IT FURTHER RESOLVED, that the project be and the same hereby is accepted upon the passage of this resolution.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the

Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Luigi D'Allesio (Aurelius Marano, owner); for the storage of second-hand lumber in a 1st business district; premises 2-16 Monteith Avenue; such use to be limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Were there any objectors?

Mr. Rankin: We had one lady. She owns vacant property in here (indicating). It is a business zone.

Mayor Ellenstein: Where is the woman who objected?

Mr. Rankin: I do not see her here.

Commissioner Duffy: Who is she?

Mr. Rankin: Mrs. Shraner. She owns one of these vacant lots here.

The City Clerk: Is there anybody here in opposition to the application of Luigi D'Allesio, 2-16 Montieith Avenue.

(No response).

Mayor Ellenstein: What is the disposition of the Board?

Commissioner Duffy: I believe it should be amended. In the event they proceed with construction on the adjacent lots there, it should be discontinued.

Mayor Ellenstein: Suppose it be deferred for one week and the City Clerk will notify the applicant to come in, and tell him that it has to be amended because if there are any buildings erected there there will be no room for fighting fire and it would be a fire hazard.

I will entertain a motion that this matter be deferred for one week.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented the application of Nick Caputo (Annie May Stengel, owner); for the establishment and operation of an automobile parking station; premises 107-109 Lincoln Park; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period of one year from date of approval by this Board.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Fred Harries: (Secretary, Broad Street Association). Mr. Mayor we feel that it would be very dangerous to vehicular traffic using Lincoln Park as well as Broad Street if this lot was used for parking purposes.

There are Police Department signs providing for no parking from the

corner of Broad Street to the west end of this lot. The very fact that these signs are now established should, from a Police Department point of view, show that the street space is needed for traffic and should not be further interfered with by the use of this lot for parking purposes. A great many private cars would be pulling in and out of the lot and thus blocking other street traffic.

We have a blueprint prepared (presenting blueprint to Commissioners).

Mayor Ellenstein: Where is the bus stand?

Mr. Harries (indicating on blueprint): We object because the buses come around here and down here into Broad Street, and to have a parking station here is going to hinder it very much.

Commissioner Byrne: Aren't there any other parking places on corners in the city?

Mr. Harries: Yes, but not as important a corner as that.

Commissioner Byrne: What about the one up by Peddie Memorial Church.

Mr. Harries: The congested area is from Central Avenue down.

(Discussion between Mr. Harries and members of the Commission out of hearing of the stenographer.)

Commissioner Duffy: There is a "no parking" provision on Broad Street from four-thirty to six o'clock and we are getting along famously with it.

Mayor Ellenstein: That is your objection, because it would create a traffic problem, as I understand it?

Mr. Harries: Yes, sir.

Mayor Ellenstein: Is there anybody else here in opposition?

Mr. John G. MacKechnie (of Lum, Tabllym and Fairlie, representing owners of 99-101 Lincoln Park):

As I understand it, the applicant in this instance is endeavoring to show that the enforcement of this zoning ordinance would work an unnecessary hardship upon him unless a station is granted in his case. In support of that position he claims that the maintenance of a parking station on the proposed premises would remedy the parking situation which is a problem there.

Answering that point I would like to point out that there are already two parking stations in that immediate vicinity. There is one on each side of the Industrial Office Building there, and, as a matter of common observation, the stations are not at all crowded during the day; and, indeed, at crowded times such as the recent Mosque Concerts and so on, those stations are fully capable of handling the excess traffic that comes down there. There does not seem to be a call for another parking station in that vicinity.

As for the assertion of the applicant, that there is some unnecessary hardship because his property is not income producing, if that argument be used I suppose it can apply to all undeveloped vacant lots, and on that basis any vacant plot in the City of Newark should be accepted for a parking station.

Commissioner Byrne: Who do you represent?

Mr. MacKechnie: The owners of premises 99-101 Lincoln Park, Edmund S. Wilson and Mabel S. Shreiner.

Mayor Ellenstein: A rooming house?

Mr. MacKechnie: I think so, I am not positive of that, Mr. Mayor.

Mayor Ellenstein: Any other opposition?

Mr. Joseph F. Holland: I represent the Kleimer Company. That company is the owner of the Lincoln Park Hotel and also 103 Lincoln Park. These properties adjoin immediately on the west of the proposed site. We object to this on the ground that there is immediately adjoining the proposed parking station on the south side a tavern which, of course, keeps late hours. The parking station being adjacent to that would be used by the tavern's patrons and result in noise and disturb the residents in the Lincoln Park Hotel. For that rather reason we object.

There is also the additional reason that there is no economic necessity for this. The plot is 103 by 50, I believe, and would accommodate at the most about thirty cars. The traffic angle has been taken care of by the Broad Street Association, in which we concur one hundred per cent.

Mayor Ellenstein: Does anybody else wish to be heard in opposition?

Mr. Samuel S. Ferster: I represent the applicant. And may I say this, that of all the arguments presented I think there is but one which has merit. The petition shows an entrance on Lincoln Park, and I think if that is one of the objections, we are perfectly willing to eliminate the opening on Lincoln Park and remain with two openings, one entrance and one exit, on Broad Street.

The situation there is such that it is really a necessity, particularly in view of the campaign of Director Duffy to eliminate all-day parkers from the streets and send them where they ought to be, on parking lots or in garages. The Industrial Building,

the old Elks Building, the Essex House, and the other buildings in that immediate vicinity, require additional parking stations.

There is no particular reason why these parking stations should not be granted. Immediately across the street you have a parking lot. On the other hand, while counsel said there is no economic need for it because it can only park thirty cars, the fact is that plot will park 50 cars, and will be sufficient for the owner to pay his taxes.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Franklin: I move that concurrence by this Board be had.

Mayor Ellenstein: Any second to that?

There is evidently no second.

Mr. Ferster: May I interrupt? I think Director Byrne walked out when I stated that we are willing to close the entrance on Lincoln Park and just remain with the entrance on Broad Street. There was some objection to the Lincoln Park entrance because of traffic there. Now that you are back, I am wondering whether your opinion might be changed.

Mayor Ellenstein: Would your objection be removed if that alteration was made and the entrance on Lincoln Park removed and the entrance placed on Broad Street?

Mr. Holland: The objection to the noise would remain.

Mr. Harries: And the dangers.

Mr. MacKechnie: Our objections still remain.

Mr. Holland: The plot being so

small and to have only one entrance, it would be almost impossible to maneuver there.

Mr. Ferster: Leave that to us.

Mr. Harries: There are two very large trees on Broad Street which we would not like to see moved.

Mr. Ferster: There is no question of removing the trees.

Commissioner Duffy: Is there a police report?

Mr. Rankin: There was no report filed with our Board.

Commissioner Duffy: If you desire to defer it for a week I will get a report, to satisfy the applicant, from the police division.

Commissioner Franklin: I move then that action be deferred for one week until the Department of Public Safety reports.

Mayor Ellenstein: Is there a second to that?

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The following communication was received and read:

BOARD OF ADJUSTMENT

Newark, N. J., June 14, 1938.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-

justment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

374-378 North Twelfth Street; P. J. Pellecchia, Jr., in a 2nd residence district the construction of stores;

*57 Rutgers Street; Louis Garmonney; renewal of permit for retail ice depot; such use to be limited to the period of two years ending May 22, 1940;

*11-15 Beach Street; Fred De Wolfe; renewal of permit for automobile parking station; such use to be limited to the period of one year ending May 27, 1939;

*447 Bloomfield Avenue; Red Seal Motors, Inc.; renewal of permit for automobile parking and sales station; such use to be limited to the period of four years ending June 27, 1942;

36-40 Lafayette Street; Joseph Harris; in a 2nd business district an auto laundry and lubritorium in the existing storage garage; (No objectors).

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of June 15, 1938.)

Received, copy to be sent to each Commissioner and further action postponed to June 22, 1938.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in those three renewal cases.

Commissioner Duffy: I so move you.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Louis Garmonney (Alert Building and Loan Assn., owner); for the renewal of permit for retail ice depot; premises 57 Rutgers Street; such use to be limited to the period of two years ending May 22, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to the application.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Fred De Wolfe, (J. J. Hockenjos & Co., owner); for the renewal of permit for automobile parking station; premises 11-15 Beach Street; such use to be limited to the period of one year ending May 27, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Red Seal Motors, Inc. (Ralph DiMaio, owner); for the renewal of permit for automobile parking and sales station; premises 447 Bloomfield Avenue; such use to be limited to the period of four years ending June 27, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne not voting.

Mayor Ellenstein: The other two matters will take the usual course and be heard a week from today, on June 22.

If there is no objection, we will refer back to resolutions.

Mayor Ellenstein offered the following resolution:

WHEREAS, by resolution adopted by the Board of Commissioners on May 18, 1937, all of the executive, administrative, legislative and judicial authority and duties relating to the Port Newark Development, and Municipal Waterfronts, Bureau of Docks, and Passaic River Waterfront were distributed into the Department of Parks and Public Property, and the Director of the Department of Parks and Public Property was vested with such powers with respect to the above; and

WHEREAS, it appears that there is a possible duplication of effort and conflict of authority which is detrimental to the public welfare; and

WHEREAS, the above sub-divisions were formerly in the Department of Public Affairs, the Director of which is the Mayor of the City; and

WHEREAS, the same were turned over to the Department of Parks and Public Property at the suggestion of the Director of the Department of Public Affairs and the Mayor of the City in the hope that the general welfare of the City might be benefitted; and

WHEREAS, to the contrary there have arisen questions of jurisdiction between the Department of Public Affairs and the Department of Parks and Public Property; and duplications of effort have resulted; and

WHEREAS, it is desired to avoid all duplications and the unnecessary expense resulting therefrom, and recognizing the fact that the Director of the Department of Public Affairs is the Mayor of the City of Newark, and as such has the appointive power of the members comprising the Industrial Commission created pursuant to Chapter 154 of

the Laws of 1936, and recognizing the long experience the Director of the Department of Public Affairs has had in the work of the development of the Port of Newark with the resultant contacts and knowledge of facts pertaining thereto, and recognizing that through his knowledge of the situation and efforts Swift & Company was brought to Newark, which was the first large industry brought to the Port of Newark since the inception of its development; and

WHEREAS, recognizing such a condition, and realizing the need for action thereon, the Director of the Department of Parks and Public Property did, at the City Commission Conference held April 20, 1938, state to the Director of the Department of Public Affairs and the other commissioners comprising the Board that he desired to avoid such duplication of effort and expense, and that he would surrender that part of the Port of Newark over which he has control by virtue of the Resolution of May 18, 1938, to the Department of Public Affairs, and its Director, in the interest of efficient operation;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that in order to avoid duplication of effort, with its resultant expense, and in the interests of efficient operation, that all of the executive, administrative, legislative and judicial authority and duties relating to the Port Newark Development and Municipal Waterfronts, Bureau of Docks, and Passaic River Waterfront, be, and the same is hereby transferred and taken from the Department of Parks and Public Property and hereby distributed into the Department of Public Affairs, and the Director of the Department of Public Affairs is hereby vested with all of the powers, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the Port Newark

Development, and Municipal Waterfronts, Bureau of Docks, and Passaic River Waterfront, and which are hereby transferred to the Department of Public Affairs, and the said Director of Public Affairs, in whom such power, authority and rights are now vested, shall perform all of the duties now, or heretofore, or hereafter imposed by law with respect thereto.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Byrne.

Commissioner Duffy offered the following resolutions:

WHEREAS, Society of Corpus Dominis, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of Corpus Christi, under the auspices of St. Lucy's Roman Catholic Church, has made application for permit for fireworks display on Sheffield Street, on Sunday, June 19th, 1938, between the hours of 9 A. M. and 12 o'clock, noon, and between 3 P. M. and 4 P. M.; and

WHEREAS, said application has been duly approved by the Chief of Police and the Fire Department of The City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that permission is hereby granted to Society of Corpus Dominis, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast

day of Corpus Christi under the auspices of St. Lucy's Roman Catholic Church, to conduct the fireworks display as applied for on the posting of a bond in the sum of twenty-five hundred dollars (\$2,500.00) as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, an application has been made to The City of Newark by Society of Corpus Dominis, a non-pecuniary corporation organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of Corpus Christi, under the auspices of St. Lucy's Roman Catholic Church; and

WHEREAS, a bond as required by Chapter 51 of the Laws of 1937 has been filed, furnished by Louis Penza and Society of Corpus Christi, as principals; and as surety, the form of which has been approved by the Law Department of The City of Newark;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that said bond be approved.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

MONTHLY REPORTS OF INTER-
DEPARTMENTAL DEPARTMENTS

The following Interdepartmental
Department reports for the month of
May, 1938, were received and ordered
filed:

City Clerk.

Corporation Counsel.

Board of Adjustment.

Municipal Board of Alcoholic Bev-
erage Control.

Department of Central Purchase.

Commissioner Duffy: I move we ad-
journ.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
JOS. M. BYRNE, JR.
M. P. DUFFY,
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., June 22, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move that we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of bonds of the City of Newark to raise money for the purpose of constructing Swimming Pools in public parks or playgrounds, or municipal property, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move that it be deferred for three weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing compensation for

members of the Board of Adjustment of the City of Newark, under the provisions of Chapter 274, of the Laws of 1928, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move that we strike out the ordaining clause.

Commissioner Murphy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to repeal an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'Zoning Ordinance of the City of Newark, adopted January 8, 1930,' which said ordinance was adopted March 23rd, 1938," and stated that today was the time fixed for hearing on the same.

The Board then entered upon said ordinance.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

Mr. William Greenbaum: I appeared two weeks ago and stated my grounds of objection. A number of people have been here since eleven o'clock and some of these people have been obliged to go home. Otherwise there might be a larger representation.

My stand is the same as it was two weeks ago. I do not think that I need take up your time in repeating

what I said before, particularly in view of the fact that there are other members of the legal profession engaged to work with me in this matter, so, for that reason and for the time being we stand on the argument raised two weeks ago, on the legal technicality, as to whether or not this Commission had the right to do what they wanted to do.

Mr. Jules E. Tepper, representing Archie Kass and others; I think I can show you the reason why you should not take final action on this ordinance to repeal the original ordinance to amend the Zoning Ordinance.

To commence with, it seems to me that I ought to present this to your minds: You passed an ordinance rezoning Hansbury Avenue and other streets, and it is reasonable to assume that at that time you believed that these taxpayers should be free from encroachment in certain directions. I have no reason to believe that you changed your minds about that merely because Mr. Adams or somebody else said that he did not receive the notice which is provided for under the zoning ordinance. If Mr. Adams says he did not receive a notice and the City Clerk states also that he did not receive a notice and the City Law Department states, based on that statement of fact, that the ordinance was originally illegally passed by this Commission, why have opened a legal argument. Mr. Adams is before this Commission this morning urging the passage of this ordinance to repeal, as a matter of right and as a matter of course. He comes here and he intends to go to the Supreme Court to prove that your ordinance is illegal. I want you to repeal that ordinance. If that is all there was in this case everything would be all right, and with things being equal, if he did not receive the notice the repeal should be passed on final reading, but that is not the fact here. Here you are going to finally determine whether or not Mr. Adams

should receive a permit to erect this apartment house, and I say that for this reason he has pending now before the Superintendent of Buildings an application for a permit. If you act finally on the ordinance to repeal today that would, as a matter of law, bring back the old ordinance into existence, namely, it would entitle Mr. Adams to a permit.

My suggestion is this, in order to do equity to all parties, the City Commission should now receive for introduction on first reading an ordinance designed and patented after the original ordinance which Mr. Adams now attacks, and that that ordinance should be advanced to second reading and so on and heard concurrently with final arguments on the ordinance to repeal, so that neither side will have the advantage, and in the interim the Commission should impose the following on Mr. Adams, namely, that he should withdraw his application pending before the Superintendent of Buildings for a permit so that if your Commission decides to pass upon final reading an ordinance to repeal the amended ordinance then Mr. Adams will not be in a position where he has sneaked in and had a vested right conferred on him by reason of this pending application before the Superintendent of Buildings.

Mayor Ellenstein: As I understand it, you want such steps taken so that the equities of all the parties concerned are protected?

Mr. Tepper: Exactly, and the only thing that you can do, and I believe your Law Department will bear me out, is that Mr. Adams must withdraw his application now pending before the Superintendent of Buildings, because, if he does not, it is my legal opinion that the measure may pass on final reading, and he becomes entitled, as a matter of law, to a permit by reason of the fact that the

original ordinance spring back into existence.

Mayor Ellenstein: Why withdraw the pending application?

Mr. Tepper: It is our contention that there was no formal application pending with the Superintendent of Buildings at the time of the passage of the original amended ordinance.

Mayor Ellenstein: How can the Commission ask him to remove this application? There is no way in which this Commission can insist. It can suggest that to him but there is no way in which we can insist. If this ordinance is legally passed then they have no right to build; if it is not legally passed then they have the right and then that ordinance is in full force and effect, and we are suspending action and your position is not hurt in the slightest degree.

Mr. Tepper: Instantly the old ordinance springs back into existence.

Mayor Ellenstein: Isn't it a rule of law that the ordinance does not take effect until ten days after its passage?

Mr. Tepper: That is quite true except that there will be some hiatus there, if it is only a second, between the time the repeal of the ordinance becomes effective and the time that the other ordinance becomes effective.

Commissioner Murphy: Couldn't you pass the new ordinance before you repealed the other one?

Mr. Tepper: Of course you can. That is the point.

Mayor Ellenstein: I won't prejudice you at all.

Mr. Tepper: I think that Director Murphy's suggestion is a good one, to introduce the ordinance all over

again and then if you decide to reverse yourselves on final argument, that is up to you, but under the circumstances I think you should defer action.

Mayor Ellenstein: Do you understand it?

Mr. Toner: I understand it very well. It is quite clear to me, and the whole picture has been clear to me for some time. I think, as I said before, that we should be put exactly in the same position as we were on March 2nd, and the only way we can be put in that position is by the passage of the proposed ordinance, and then if these people want to change that particular territory these gentlemen can introduce their petition and they can be heard, and we will be exactly where we were when they passed it.

Mayor Ellenstein: I think that the matter ought to be taken up by the attorneys representing the opposition and representing Mr. Adams, and the other two persons who did not receive a notice, and gone into more fully with the Law Department and I think that it should be deferred in the meantime.

Mr. Tepper: Mr. Mayor, that is not at all practical. We have all these property owners here now and it is a simple matter for this Commission to decide whether or not it wants to receive a new ordinance, and, if so, if it is willing to defer action on the ordinance to repeal, they will all have their day in court when the new ordinance will be argued on final reading.

Mayor Ellenstein: Here is a note that comes to me saying that the formal application was filed on May 24th, 1938.

Mr. Tepper: That is after the passage of the ordinance.

Mr. Adam Adams: I have never seen it.

Mr. Tepper: What we wanted to prevent is to have this application become a vested interest on his part.

Commissioner Franklin: As I see this thing, assuming that Mr. Adams has made an application to the Building Department on March 2nd, on March 23rd this ordinance passed. At that time his application had not ripened into a vested interest, because his application was not acted on favorably or unfavorably. On March 23rd this ordinance passed, and were it not for the fact that there were technical defects in the passing of this ordinance, to wit, the giving of notice, then Mr. Adams' rights could not thereafter ripen.

However, Mr. Adams, like all residents or property owners in that locality, is entitled to present now his objections to the passage of that ordinance the same as he could have done on March 23rd. On the other hand, if you repeal this ordinance it places Mr. Adams, then, in a position of a vested interest, in which he can arbitrarily, without the say so of the City Commission, have the permit.

I think that the suggestion of Director Murphy that this new ordinance be introduced and then acted upon is a good suggestion, so that Mr. Adams and the other people who are property owners can have their say, the say that they could have had on March 23rd, and then the City Commission can pass either favorably or unfavorably on this ordinance. Then the substantial interests will not be disturbed.

Mayor Ellenstein: Then you are now withdrawing your suggestion that Mr. Adams withdraw his application?

Mr. Greenbaum: That is perfect.

Mr. Tepper Exactly.

Mr. Greenbaum: If the new ordinance, which will be introduced, will be acted upon first, is that the understanding?

Mayor Ellenstein: Yes.

Commissioner Murphy: I move that this ordinance now pending before the Commission be deferred for two weeks and that a new ordinance be introduced and proper notice given.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The Board of Commissioners of The City of Newark Do Ordain:

1. That an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, be and the same is hereby amended by extending the First Residence District as shown on the Zoning Map so as to include the area described as follows:

Beginning at a point in the northerly line of Hansbury Avenue distant 200 feet west of Bergen Street; thence westerly along the northerly line of Hansbury Avenue to a point distant 100 feet east

of Maple Avenue; thence northerly along a line 100 feet east of and parallel to Maple Avenue to a point 100 feet north of Hansbury Avenue; thence easterly along a line 100 feet north of and parallel to Hansbury Avenue to a point distant 200 feet west of Bergen Street; thence southerly 100 feet to the point of Beginning;

and that the Zoning Map which accompanies and is a part of the ordinance to which this ordinance is an amendment, be and the same is hereby changed so as to include within the First Residence District the area above described.

2. That the said Ordinance be and the same is hereby further amended by extending the Second Residence District as shown on the Zoning Map so as to include the area described as follows:

Beginning at a point in the northerly line of Hansbury Avenue distant 100 feet west of Maple Avenue; thence westerly along Hansbury Avenue to Clinton Place; thence northerly along Clinton Place 100 feet; thence easterly along a line 100 feet north of and parallel to Hansbury Avenue to a point 100 feet west of Maple Avenue; thence southerly 100 feet to the point of beginning;

and that the Zoning Map which accompanies and is a part of the ordinance to which this ordinance is an amendment be and the same is hereby changed so as to include within the Second Residence District the area above described.

3. That the said ordinance be and the same is hereby further amended by extending the Third Residence District as shown on the Zoning Map so as to include the areas described as follows:

Beginning at the southwesterly corner of Elizabeth and Wilbur Avenues; thence westerly along the southerly line of Wilbur Avenue to a point distant 100 feet west of Elizabeth Avenue; thence southerly at right angles to Wilbur Avenue to Chancellor Avenue; thence easterly and northerly along Chancellor Avenue and Elizabeth Avenue to the point of Beginning.

Beginning at the southwesterly corner of Elizabeth and Chancellor Avenues; thence westerly along Chancellor Avenue to a point distant 100 feet west of Elizabeth Avenue; thence southerly to a point in the northerly line of Hansbury Avenue distant 100 feet west of Elizabeth Avenue; thence easterly along Hansbury Avenue to Elizabeth Avenue; thence northerly along Elizabeth Avenue to the point of Beginning;

and that the Zoning Map which accompanies and is a part of the ordinance to which this ordinance is an amendment be and the same is hereby changed so as to include within the Third Residence District the area above described.

4. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

5. This ordinance shall take effect upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that July 6th, 1938, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as

the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: This ordinance will come up for second reading and final passage two weeks from today, July 6th.

Mr. Tepper: As I understand it, Mr. Mayor, it will be acted on first.

Mayor Ellenstein: Yes.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of One Thousand Eight Hundred Seventy-nine Dollars and Forty-six Cents (\$1,879.46) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board	\$ 828.81
Reserve for Overpayments	
Comptroller's Office	644.83
Personal Arrears 1936 &	
1937	280.36
1937 Taxes	125.46
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	\$ 1,879.46

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Thousand, Five Hundred Six Dollars and Ten Cents (\$20,506.10) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from June 1st to 15th, 1938, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Auditor of Accounts	1,970.00
City Treasurer's Office	896.64
Receiver of Taxes	2,584.52
Arrears of Personal Taxes	1,876.96
Board of Assessments &	
Revision of Taxes	7,663.15
Revaluation Bureau	404.14
Board of Assessments for	
Local Improvements	869.98
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	\$ 20,506.10

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Two Hundred Twenty-six Thousand, Two Hundred Sixty-three Dollars and Eighty Cents (\$226,263.80) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly

payroll of the Department of Public Safety from June 1st to 15th, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	847.90
Building Division	3,137.47
Electrial Division	2,009.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Police Division	133,571.51
Fire Division	83,420.42
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	\$226,263.80

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Two Thousand, Seven Hundred Eighty-two Dollars and Fourteen Cents (\$2,782.14) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

United States Social Hygiene	\$ 732.70
Memorial Day Celebration	1,922.44
Band Concerts	127.00
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	\$ 2,782.14

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty-six Thousand, Nine Hundred Seven Dollars and Sixteen Cents (\$86,907.16) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	22,615.59
City Hospital	23,358.41
Convalescent Hospital	1,890.82
Newark City Home	3,271.02
Bureau of Baths	5,298.14
Newark City Alms House	2,518.15
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	1,945.82
Emergency Relief	21,916.30
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	\$ 86,907.16

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of One Thousand, Six Hundred Sixty-nine Dollars and Thirty-one Cents (\$1,669.31) be and the same is hereby appropriated to the persons named on the annexed certified list, same being

the bills and claims of the Department of Parks and Public Property, as follows:

Bureau of Docks\$1,669.31

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand, Forty-five Dollars and Twelve Cents (\$12,045.12) be and the same is hereby appropriated to the City Treasurer, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,504.08
Municipal Farmers'	
Market	254.24
Centre Market	96.00
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49
Construction Account P.	
W. A. Docket No. 1302-	
DS	34.17
W. P. A. Project No.	
1485-7	145.83
Bureau of Docks	857.50
	<hr/>
	\$ 12,045.12

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixteen Thousand, Five Hundred Ten Dollars and Eighty-eight Cents (\$16,510.88) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Parks and Public Property, as follows:

Construction Account P.
W. A. Docket No. N. J.
1302 Port Newark\$ 16,510.88

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Two Hundred Fourteen Dollars and Thirty-six Cents (\$4,214.36) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending June 15th and June 18th, 1938, inclusive, as follows:

Shade Tree	\$ 2,250.56
Bureau of Docks	799.80
Public Buildings	1,164.00
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	\$ 4,214.36

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twelve Thousand Two Hundred Thirty-seven Dollars and Thirty Cents (\$12,237.30) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-Departmental Department from June 1st to June 15th, 1938, as follows:

Law Department	\$ 3,912.45
City Clerk	3,054.07
Elections	380.00
First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment	460.00
Central Purchase	2,147.48
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	\$ 12,237.30

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Twenty-five Dollars (\$525.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

City Clerk	\$ 45.00
Elections	480.00
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	\$525.00

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Twenty-four Thousand, Seven Hundred Fifty-one Dollars and Eighty-seven Cents (\$124,751.87) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Public Lighting	\$ 32,311.95
Water	73,024.39
Streets	2,883.54
Surveys	14.64
Doremus Avenue Bridge...	5.16
Street Cleaning	7,213.01
Director's Office	8.45
House Sewer Connections	85.32
Sewers	148.02
Newark Airport	2,952.15
Motors	6,104.74
	<hr/>
	\$124,751.87

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Twenty-one Dollars and Twenty-four Cents (\$821.24) be

and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA)\$821.24

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-one Thousand Six Hundred Seventy-six Dollars and Seventy Cents (\$31,676.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA)	\$ 24,154.22
Street Construction	
(WPA)	267.75
Sewer Construction	
(WPA)	4,038.18
Sewer Construction	
(WPA)	424.10
Sewer Construction	
(WPA)	2,792.45
	<u>\$ 31,676.70</u>

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-four Thousand Nine Hundred Twenty-six Dollars and Eighty-one Cents (\$44,926.81) be and the same hereby is appropriated to the persons named, as per certified list, attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period June 1st-June 15th, 1938, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	4,445.81
Bureau of Lighting	420.00
Bureau of Streets	4,974.91
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,219.02
Bureau of Surveys	2,939.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,696.98
Newark Labor Relations	
Board	238.33
City Railway	854.16
	<u>\$ 44,926.81</u>

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Three Hundred Forty-six Dollars and Eighty-eight Cents (\$4,346.88) be and the same hereby is appropriated to the persons named,

as per certified attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA)	\$ 4,005.75
Street Construction	
(WPA)	51.25
Street Construction	
(WPA)	289.88
	<hr/>
	\$ 4,346.88

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand Two Hundred Eighteen Dollars and Thirty-seven Cents (\$35,218.37) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending June 15, 1938:

Newark Airport	\$ 2,851.05
Bureau of Motors	2,654.95
Bureau of Streets	2,532.23
Bureau of Sewers	897.30
House Sewer Connections	296.70
Bureau of Street Cleaning	16,932.97
Bureau of Water	9,053.17
	<hr/>
	\$ 35,218.37

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Max Garstein, 180 Court Street and 80 Prince Street, an assignment for the benefit of creditors, claim filed August 23rd, 1937;

1931 Personal Tax	\$ 1.99
1932 Personal Tax	4.80
1933 Personal Tax	4.28
1934 Personal Tax	4.65
1935 Personal Tax	3.36
1936 Personal Tax	38.10
1937 Personal Tax	18.45
1937 Personal Tax	3.69

making a total of \$83.13 flat;

WHEREAS, the Receiver has declared a first, last and final dividend of \$42.74 representing the balance of the estate;

BE IT RESOLVED That the Tax Receiver be authorized to accept same and apply \$1.99 on the 1931 personal tax, \$8.40 on the 1932 personal tax, \$4.28 on the 1933 personal tax, \$4.65 on the 1934 personal tax, \$3.36 on the 1935 personal tax, \$3.81 on the 1936 personal tax, \$3.69 on the 1937 personal tax and \$16.16 on the 1936 personal tax, making a total of \$42.74, and the balance of the 1936 personal tax amounting to \$21.94 and the 1937 personal tax amounting to \$18.45, making a total of \$40.39 be cancelled.

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Unsinger Cutlery Company, Inc., 63/49 Dickerson Street, bankrupt in bankruptcy, claim filed Febraury 24th, 1936;

1934 Personal tax	\$273.75
1935 Personal tax	403.20
1936 Personal tax	149.97

making a total of \$826.92 flat;

WHEREAS, an agreement was made with the Law Department to accept \$676.95 as full settlement of our claim, as receiver objected to the claim for the reason that the taxes were excessive;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply \$273.75 to the 1934 personal tax and \$403.20 to the 1935 personal tax, making a total of \$676.95 and the 1936 personal tax amounting to \$149.97 be cancelled.

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Douglas Miller, 138 Fifth Street, bankrupt in bankruptcy, claim filed October 22nd, 1937;

1935 Personal tax	\$ 8.60
1936 Personal tax	30.48

making a total of \$39.08 flat:

WHEREAS, the Receiver has declared a first, last and final dividend of \$29.70 representing the balance in the estate:

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply \$8.60 to the 1935 personal tax and \$21.10 to the 1936 personal tax, making a total of \$29.70 and the balance of the 1936 personal tax amounting to \$9.38 be cancelled.

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Jacob Belgard, 237 Springfield Avenue and 173 Weequahic Avenue, bankrupt in bankruptcy claim filed October 5th, 1937:

1935 Personal Tax	\$ 5.37
1936 Personal Tax	26.67
1935 Personal Tax	3.36
1936 Personal Tax	3.81
1937 Personal Tax	3.69
1937 Personal Tax	25.83

making a total of \$68.73 flat;

WHEREAS, a supplementary claim was filed for the 1938 personal taxes in the amount of \$4.61 on January 24th, 1938;

WHEREAS, the Receiver has declared a first, last and final dividend of \$28.09 representing the balance in the estate;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply \$5.37 to the 1935 personal tax and \$22.72 to the 1936 personal

tax, making a total of \$28.09 and the balance of the 1936 personal tax amounting to \$3.95, the 1935 personal tax amounting to \$3.36, the 1936 personal tax amounting to \$3.81, the 1937 personal tax amounting to \$3.69 and the 1937 personal tax amounting to \$25.33, making a total of \$40.64 be cancelled, and the 1938 personal tax in the amount of \$4.61 be remitted.

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Barter - Oppenheim, Inc., 114/16 Hudson Street, in Chancery, claim filed January 24th, 1938;

1935 Personal Tax	\$ 40.15
1936 Personal Tax	457.20
1937 Personal Tax	442.80
1938 Personal Tax	442.80

making a total of \$1,382.95 flat;

WHEREAS, the Receiver has sent a check for \$210.42 representing the balance in the estate;

BE IT RESOLVED, that the Tax Receiver be authorized to accept same and apply \$40.15 to the 1935 personal tax and \$170.27 on the 1936 personal tax, making a total of \$210.42, and the balance of the 1936 personal tax amounting to \$286.93 and the 1937 personal tax amounting to \$442.80, making a total of \$729.73 be cancelled, and the 1938 personal tax amounting to \$442.80 be remitted.

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance; NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled, "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of resurfacing public streets and roads in said City," adopted by the Board of Commissioners on October 6, 1937, Bond Anticipation Notes of said City of the aggregate principal amount of \$200,000.00, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum;

FURTHER RESOLVED, that \$200,000.00 of the moneys borrowed by the issuance of said notes shall be used to pay the outstanding \$200,000.00 Bond Anticipation Notes payable on the 30th day of June, 1938, heretofore issued pursuant to said ordinance;

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of

said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey;

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law;

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy.
M. Ellenstein.
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes,

pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled, "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of enlarging and extending the sanitary and storm water systems of said city," adopted by the Board of Commissioners on October 6, 1937, Bond Anticipation Notes of said City of the aggregate principal amount of \$50,000.00 and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum;

FURTHER RESOLVED, that the \$50,000.00 of money borrowed by the issuance of said notes shall be used to pay the outstanding \$50,000.00 Bond Anticipation Notes payable on the 30th day of June, 1938, heretofore issued pursuant to said ordinance;

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor, and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey;

FURTHER RESOLVED, that the power to determine any matter with

respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law;

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property was authorized by resolution of the Board of Commissioners of The City of Newark to negotiate for the rental of Miller Street Farmers' Market, which premises are described as follows:

BEGINNING at the corner formed by the intersection of southwest line of Wright Street with northwest line of Avenue A; thence along the northwest line of Avenue A south 24 degrees 21' west 185.17 feet to a point; said point being distant 14.83 feet northeast from the northeast line of Miller Street; thence north 85 degrees 43'

30" W. 43.21 feet to point in northeast line of Miller Street, said point being distant 40.58 feet from the northwest line of Avenue A; thence along the northeast line of Miller Street N. 65 degrees 39' W. 98.09 feet to a point; thence N. 12 degrees 10' E. 204.60 feet to a point in the southwest line of Wright Street south 65 degrees 39' East 181.88 feet to Beginning.

Being known and designated Lot No. 1 on Block 1194 of the Official Tax Map of the City of Newark, N. J.

Being also known as 17/29 Avenue A.

Recites being the same premises conveyed to the City of Newark by Newark New Market Realty Co. a Corporation of New Jersey by deed dated July 7, 1931, recorded July 9, 1931, in Book A 83, page 268 in the Essex County Register's Office.

BEGINNING at the corner formed by the intersection of southwest line of Wright Street with the southeast line of Avenue A; thence along the southeast line of Avenue A south 24 degrees 21' west 200 feet to the northeast line of Miller Street; thence along the northeast line of Miller Street south 65 degrees 39' east 175 feet to a point; thence north 24 degrees 21' east 200 feet to the southwest line of Wright Street; thence along the southwest line of Wright Street north 65 degrees 39' west 175 feet to Beginning.

Being known and designated as Lot No. 1 on Block 1179 of the Official Tax Map of the City of Newark, N. J.

Being also known as 18/32 Avenue A.

Recites being the same premises conveyed to the City of Newark by Newark New Marketmen's Holding Company, a Corporation of New Jersey by deed dated May 28, 1931, Recorded June 2, 1931, in Book U 82 page 145 in the Essex County Register's Office,

and,

WHEREAS, the said Director has received an offer from the Peejay Corporation for a lease of the said Miller Street Farmers' Market, for a term of two and one-half years, from July 1, 1938, at Five Thousand Dollars (\$5,000.00) per year, payable monthly in advance, and other certain conditions, all contained in a memorandum submitted to the Law Department by the said Director, in which it is set forth that the tenant will provide public liability insurance in the amounts of \$25,000.00 and \$50,000.00; will deposit three months' rental in advance; that the use of the premises shall be limited to fifty speculators; that no building or store shall be constructed without permission of The City of Newark; that the market place will be operated as it is presently being operated; that all fees for speculators and vendors, as provided in the city ordinance of The City of Newark, shall be received by The City of Newark, and the Tenant will assist in the enforcement of the provisions of the ordinance governing same; that the tenant will be responsible for repairs, maintenance, light, cleaning, etc.; that no police protection will be afforded the premises other than the usual policing by the Police Department; that the tenant shall have the sole supervision, except that representatives and officers of The City of Newark have the right to go on the premises for inspection and enforcement of ordinance at any and all times; and that the Director of Parks and Public Property shall regulate, fix, deter-

mine and approve all rentals for space and fees for use of market space used by farmers, speculators and vendors;

WHEREAS, the said Director has determined that it is for the best interests of The City of Newark to accept said offer of the Peejay Corporation;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the City enter into a lease with the Peejay Corporation, a corporation of New Jersey, to lease to the said Peejay Corporation the Miller Street Farmers' Market, for a term of two and one-half years, from July 1, 1938, at a rental of Five Thousand Dollars (\$5,000.00) per year, subject to the conditions and covenants as made and shall be required by the Director of the Department of Parks and Public Property, and particularly those hereinbefore set forth; and the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a lease with the aforesaid Peejay Corporation, and to execute the same for and on behalf of The City of Newark, subject to approval as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark, that the bid of Hannah Sobokin and client for the purchase of premises at 542-544 Ferry Street, Newark,

New Jersey, owned by The City of Newark, which was received by the Director of the Department of Parks and Public Property on June 9, 1938, be and the same is hereby rejected, as being not for the best interest of The City of Newark.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Commissioners of The City of Newark. that the bid of one Frank P. Doyle for the purchase of premises at 236-242 Second Street, Newark, New Jersey, received by the Director of the Department of Parks and Public Property on June 9, 1938, be and the same is hereby rejected, as being not for the best interest of The City of Newark.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized and directed to advertise for sealed proposals for the plumbing and steam-

fitting work which is necessary in connection with the fireproofing work at the Newark City Hospital in accordance with the plans and specifications.

Bids to be received by the Director of the Department of Public Works from 10:00 to 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Curb Boxes, for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Groceries and Dairy Products, for the period of four (4) months; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said Groceries and Dairy Products be and the same hereby are awarded to the following named firms, in the approximate amounts set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for the furnishing and delivering of said groceries and dairy products:

Approximately

M. Augenblick & Bro.	\$ 417.41
DeBow & Company	297.50
John Gialanella	5,503.93
S. Gumpert & Co., Inc.	719.54
L. F. Hersh & Bro.	952.61
Herman Kussy Company.....	7,746.93
Wilkinson-Gaddis Co.	5,665.56
R. C. Williams Co.	505.61
Wilson-Rogers Company	266.00
Tuscan Dairy Farms	13,618.78

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering bricks, tile pipe, basin heads, concrete pipe, Grade I broken stone, anhydrous ammonia and chlorine, for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for the furnishing and delivering fuel oil, for use in the various Departments of the City; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering of said fuel oil to the City of Newark, be and the same hereby are awarded as follows, being the

lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Board of Commissioners of the City of Newark and the City Clerk, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said fuel oil:

**CITY COAL & FUEL OIL
COMPANY—Newark, N. J.**

One (1) or more gallons fuel oil, at the following prices for tank truck delivery: Grade No. 2 @ \$.0480 per gallon; Grade No. 3 @ \$.0480 per gallon; Grade No. 4 @ \$.0480 per gallon.

**D. & L. OIL SALES COMPANY—
Newark, N. J.**

One (1) or more gallons fuel oil, at the following prices for tank delivery: Grade No. 5 @ .0359 per gallon; Grade No. 6 @ .12 per bbl. above N. Y. Harbor price on date of delivery.

N. Y. Harbor price on date of bid (6/20/38) .95 per gallon.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Byrne offered the following resolution:

WHEREAS, the Director of the Department of Parks and Public

Property did publicly advertise for sealed proposals for repairs to brick work, gates and steel of boilers Nos. 1 and 2, in the Power Plant at the City Hall; and

WHEREAS, The Frederick Page Contracting Company has been determined by the said Director to be the lowest responsible bidder;

THEREFORE BE IT RESOLVED; By the Board of Commissioners of The City of Newark, that the contract for repairs to brick work, gates and steel of boilers Nos. 1 and 2, in the Power Plant at the Newark City Hall, is hereby awarded to The Frederick Page Contracting Company, for the sum of Four Thousand Five Hundred and Forty-five Dollars (\$4,545.00) being the lowest formal bidder in response to public advertisements for sealed proposals; and the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to execute, on the part of The City of Newark, proper contract, approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, a contract was entered into between The City of Newark and the T. A. Gillespie Company, Incorporated, for Lining No. 1 Pequannock Aqueduct, Station 906 to Station 1116 on April 8, 1938; and

WHEREAS, the contract called for the relining of 21,000 lineal feet of pipe at Two Dollars and Sixty-nine Cents (\$2.69) per lineal foot, a total cost of Fifty-six Thousand, Four Hundred and Ninety Dollars (\$56,490.00); and

WHEREAS, final measurements taken by the engineers show that the contractor actually relined 21,041 lineal feet, thereby increasing the final cost of this work by One Hundred Ten Dollars and Twenty-nine Cents (\$110.29); and

THEREFORE BE IT RESOLVED, that the above extra cost amounting to One Hundred Ten Dollars and Twenty-nine cents (\$110.29) in addition to the regular contract, be paid to the T. A. Gillespie Company, Incorporated, all as shown on the attached final estimate; and

BE IT FURTHER RESOLVED, that the project be, and the same hereby is accepted, upon the passage of this resolution, as provided in the Contract Documents.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that permission be and the same hereby is granted to the United States of America to construct, operate and maintain antennae poles for a radio station together with the necessary appurtenances and equipment thereto in connection therewith, at Newark Airport in the

County of Essex, State of New Jersey, as follows:

A 25 by 175 foot strip of land lying east of Bay Avenue and north of Port Street and 340 feet from the south side line of said street, all as shown on attached drawing marked Antennae Pole Site and dated March 18, 1938;

Together with the right of ingress and egress over intervening lands between said site and Port Street and Bay Avenue for the installation and operative antennae poles and equipment aforesaid.

This permit shall remain in force until June 30, 1939, and thereafter shall remain and continue in force from year to year at the option of the United States, provided that the United States shall give on or before June 1st of any year this Permit is in force written notice of such renewal.

After one year from the said June 30, 1939, The City of Newark reserves the right to cancel, revoke or terminate this Permit upon giving the United States six months' written notice of its intentions so to do.

All structures, improvements or other property placed upon the said premises by the United States shall remain its property and shall be removed by it upon the expiration or termination of this Permit or within 90 days thereafter.

This permit is given with the express understanding that The City of Newark assumes no liability whatsoever for any and all claims which may arise by reason of any accidents or damages of whatsoever nature that may result by reason of the installation and/or operation of said antennae poles and equipment.

M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, a vacancy exists in the position of Chief Engineer in the Fire Division of the Department of Public Safety; and

WHEREAS, three Deputy Chief Engineers in said Fire Division are eligible for promotion to the position of Chief Engineer; and

WHEREAS, the Civil Service Commission of the State of New Jersey has advised the Director of the Department of Public Safety that it will approve the promotion to said position, without examination, of one of the said three Deputy Chief Engineers; therefore be it

RESOLVED, that Deputy Chief Peter Kiernan be and he is hereby promoted to the position of Chief Engineer in the Fire Division of the Department of Public Safety, at a salary of \$5,200 per annum, effective as of July 1, 1938.

M. P. Duffy
 Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that Captain John M. Ruschbeck, who has been certified as eligible by the Civil Service Commission, be and he is hereby promoted to the rank of Battalion Chief in the Fire Division, Department of Public Safety, and he shall be paid the same salary and in the same manner as other Battalion Chiefs in similar grade of service, effective July 1st, 1938.

M. P. Duffy
 Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that Battalion Chief John J. Wilkinson, who has been certified as eligible by the Civil Service Commission, be and he is hereby promoted to the rank of Deputy Chief Engineer in the Fire Division, Department of Public Safety, and he shall be paid the same salary and in the same manner as other Deputy Chief Engineers in similar grade of service, effective July 1st, 1938.

M. P. Duffy
 Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that Elmer T. Quinn, Assistant Inspector and Acting As-

sistant Chief Electrical Inspector, Electrical Bureau, Department of Public Safety, who has been certified as eligible by the Civil Service Commission, be and he is hereby promoted to the position of Assistant Chief Electrical Inspector, Electrical Bureau, Department of Public Safety, at a salary of \$3,600 per annum, payable semi-monthly as other salaries are paid, effective June 22nd, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that Louis Ginsberg, temporarily appointed Airport Photographer on October 13, 1937, and whose name has been certified by the Civil Service Commission as being eligible for permanent appointment, be and he hereby is appointed to the position of Airport Photographer in the Department of Public Affairs, Newark Airport, at a compensation of \$30.00 per week, effective June 23, 1938.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, an application has been made to The City of Newark by New York Fireworks Co., Inc., of 953 Monroe Street, North Bergen, New Jersey, for a permit to display fireworks in Weequahic Park in the City of Newark, on the Fourth of July, 1938; and

WHEREAS a bond as required by Chapter 51 of the Laws of 1937 has been filed, furnished by the said New York Fireworks Co., Inc., as principal and Royal Indemnity Company, as surty, the form of which has been approved by the Law Department of The City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that said bond be approved.

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Schlater, Noyes & Gardner,
Investment Securities
60 Broadway

New York, June 21, 1938.

Board of Commissioners of The City of Newark, New Jersey.

Gentlemen:

The undersigned is the owner and

holder of \$15,000 Port Newark Improvement Bonds of The City of Newark, New Jersey, dated October 1, 1923, payable October 1, 1963, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on April 1st and October 1st in each year, and consisting of fifteen bonds of the denomination of \$1,000 each, numbered from 486 to 500, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of the City of Newark on September 4, 1923. The bonds were originally issued in coupon form, but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto, and the execution by the City Comptroller of the conversion certificate printed on the back of each of said bonds.

We hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,
Schlater, Noyes & Gardner, Inc
By Charles H. Perin,
Ass't Treasurer.

Ordered filed.

Commissioner Franklin offered the following resolution:

WHEREAS, prior to the issuance of each of the outstanding bonds of the City of Newark, hereinafter described, a resolution was duly adopted by the governing body of said City, providing that said bonds should be issued in coupon form, but should be

registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; NOW, THEREFORE, BE IT

RESOLVED, by the Board of Commissioners of The City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding \$15,000 Port Newark Improvement Bonds of The City of Newark, New Jersey, dated October 1, 1923, payable October 1, 1963, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on April 1st and October 1st in each year, and consisting of fifteen bonds of the denomination of \$1,000 each, numbered from 486 to 500, inclusive, issued on or about their date pursuant to an ordinance of the Board of Commissioners of said City adopted on the 4th day of September, 1923.

FURTHER RESOLVED, that the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds, and to attest such corporate seal. The coupons annexed to

such reissued bonds shall bear the fac-simile signature of the Director of the Department of Revenue and Finance.

FURTHER RESOLVED, that in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 22nd day of June, 1938, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, that no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, the Director of the Department of Parks and Public Property desires to enter into negotiations with New Jersey State Employment

Service, for the purpose of determining the advisability of the rental of premises or part of premises No. 46 Franklin Street, Newark, now owned by The City of Newark;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark that Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, be and he is hereby authorized to conduct negotiations with New Jersey State Employment Service, relating to premises No. 46 Franklin Street, Newark, and relating to the advisability of renting part of premises or all thereof, and to make further report to this Board as to such advisability and more particularly as to the terms of any proposed lease therefor.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of P. J. Pellechia, Jr., (Warranty B. & L. Assn., owner); for the construction of stores in a 2nd residence district; premises 374-378 North Twelfth Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Algernon T. Sweeney appeared for the objectors and the following property owners voiced their objections to the granting of the application: Mrs. Bessie R. Kirsch, 266 North 12th Street; Miss Anna Pierdominic, 108 North 15th Street, representing the Marrow Realty Company, 386 North 12th Street; Mr. Frederick W. Albert, 29 Elizabeth Avenue, representing the South Park Building & Loan Association, own of property at 385-389 North 12th Street, with an interest in property at 383 North 12th Street; Mrs. Anna D'Allegro, 401 North 13th Street; Mr. Joseph Meola, 423 North 13th Street; Mr. Meola, 409 13th Street; Mr. Samuel Caruso, 382 North 12th Street; Mr. Adam Alvino, representing John and Rose Guarino, 382 North 12th Street; Mrs. Macioci, 356 North 12th Street; Mr. Joseph Poeta, 393 North 13th Street; Mr. Vincent Donato.

Mr. Sidney Simandl, appeared for Mr. P. J. Pellecchia, Jr., the applicant.

Commissioner Byrne: In view of the fact that there is a lot of controversy and not being familiar with the law, have you any objection to one week's delay in order to get the opinion of the Law Department?

Mr. Sweeney: I should be very happy for Commissioner Byrne to have the opportunity of knowing exactly what the facts are, and that he be

advised by the Law Department or the people in whom he has confidence.

Commissioner Franklin: I move the matter be laid over for one week.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Harris (Birdsol Realty Corp., owner); for the alteration of an existing public garage (installation of lubricatorium and auto laundry) in a 2nd business district; premises 36-40 Lafayette Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin. I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners' Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Luigi D'Allesio Aurelius Marano, owner); for the storage of second-hand lumber in a 1st business district; premises 2-16 Monteith Avenue; such use to limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed;

Application of Nick Caputo, (Annie May Stengel, owner); for the establishment and operation of an automobile parking station; premises 107-109 Lincoln Park; same to be operated and maintained in conformity with the recommendations of the Police Department and the rules of the Board of Adjustment; such use to be limited to the period of one year from date of approval by this Board; and on condition that only one sign be erected not over 20 feet;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The City Clerk: I have here, over the signature of Captain of Police, George Rosenfelder, under date of June 18, addressed to the Director of Public Safety, this letter:

(The City Clerk reads the letter in question.)

Mr. Ferster Might I say that we are willing to comply with the recommendations?

Mr. Fred Harries, representing Broad Street Association, appeared and reiterated his objections of last week.

Mr. Joseph Holland, representing the Kleimer Company: Our position is not to oppose this to the bitter end. It is merely to state our objections to it, but if it is the disposition of the Commission to grant the permit please restrict the sign.

Mayor Ellenstein: Judge, would one sign, limited to the corner, not higher than 22 feet from the ground, be acceptable?

Mr. Holland: If it were limited to one sign it certainly would be better for my people.

Commissioner Franklin: I move you that this permit be granted, with the restriction that there be but one sign at a height of not more than 22 feet from the ground, and that the restrictions recommended in the report by the Department of Public Safety be also included as part of the restrictions on this permit.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

The following communication was received and read:

Board of Adjustment

Newark, N. J., June 21, 1938.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

564 South Orange Avenue; Victoria Tortoriello, owner; in a 2nd business district a wood and metal working shop, and storage of sash, doors, trim, lumber, etc.; such use to be limited to the period of two years;

*10 Holland Street (462 Springfield Avenue); Morris Braun; renewal of permit for automobile parking station; such use to be limited to the period of one year ending June 24, 1937;

*3-31 Lexington Street; Specialty Handle Manufacturing Co., owner; renewal of permit for automobile parking station; such use to be limited to the period of two years ending July 6, 1940.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of June 22, 1938.)

Received, copy to be sent to each Commissioner and further action postponed to June 29, 1938.

Mayor Ellenstein: I will entertain a motion that the rules be suspended

in the cases of Morris Braun and the Specialty Handle Manufacturing Company.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Morris Braun (Estate of Julius S. Klein, owner); for the renewal of permit for automobile parking station; premises 10 Holland Street (462 Springfield Avenue); such use to be limited to the period of one year ending June 24, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Specialty Handle Manufacturing Co., owner; for the renewal of permit for automobile parking station; premises 3-31 Lexington Street; such use to be limited to the period of two years ending July 6, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

to Commissioner Duffy; I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.
The following communication was received and read:

Jack Blue
1-15 William Street

Newark, N. J., June 22, 1938.

The The City Commissioners of
Newark, N. J.

Gentlemen:

As you are probably aware, the celebrated dancing teacher "Jack Blue," has for the past nine weeks been teaching about a thousand Newark children at a nominal fee, in a special twelve weeks course offered under the auspices of the Newark Ledger.

This course is now reaching its conclusion; and about three thousand mothers, fathers and friends expect to travel to the New York Hippodrome this coming Sunday afternoon, June 26th, to enjoy a monster dance recital of these same Newark children.

We believe that Mr. Blue and the people associated with him in this great good-will gesture deserve some recognition from you in view of the benefits that have been conferred upon Newark children from five to sixteen years of age as the result of the establishment of this great non-profit making enterprise.

We therefore ask that you send

representatives to attend this recital; and also ask that the awarding of the 10 free scholarships at the completion of this special course be handled under your auspices.

Respectfully,
Joseph C. Morse,
Manager.

Mayor Ellenstein: It will be received and filed, if there is no objection. Does any one want to add anything to it?

Mrs. Jennie Gurtler, 253 Jelliff Avenue: I believe that this Commission should recognize this work because there is an advantage to our children in the medium and lower price salaried brackets, which they couldn't get under any other circumstances.

If this Commission is enough interested we can bring the Jack Blue Dancing Studio here permanently. We have his agreement that he will bring his studio here, which means another taxpaying business in Newark. I believe, and many others agree with me that this Commission should cooperate.

Mayor Ellenstein: The Commission can do it informally but not through any action. If we did that by any formal action we would have everybody wanting us to do this. You send tickets to every Commissioners and we will do it informally, but not by any resolution.

Mrs. Gurtler: Thank you.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

The Board of Commissioners of
The City of Newark, N. J.

APPROVED:

H. S. REICHENSTEIN,
City Clerk.

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN,

Newark, N. J., June 29, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Day-light Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Duffy: I move that we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require moving vans and other persons in the trucking business to secure permits for the moving of personal property in The City of Newark and providing for the issuance of such permits upon payment of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move that further consideration of this ordinance be deferred for four weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to require constables to give notice to municipalities of all sales and other proceedings affecting personal property therein and providing for the distress thereof for arrears of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move that action on this ordinance be deferred for four weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

The City Clerk presented An Ordinance to amend Section 4 of An Ordinance entitled: "An Ordinance to regulate the sale and distribution of milk, cream and milk products in The City of Newark," adopted July 1, 1931, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move that further consideration of this ordinance be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-three Thousand Three Hundred Eighty-seven Dollars and Sixty-three

Cents (\$53,387.63) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$53,387.63

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Seven Dollars and Thirty-three Cents (\$607.33) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Current
Liabilities\$607.33

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Twelve Dollars (\$112.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office\$ 5.06
Street Improvement
Charges 97.00
Rents Foreclosed Properties.... 10.00
\$112.00

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Eighty-eight Dollars and Thirty-five Cents (\$4,088.35) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$4,088.35

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Seven Thousand Six Hundred Forty seven Dollars and Sixty Cents (\$7,647.60) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Pub-

Public Works, as follows:

Director's Office	\$ 2,686.79
Public Outing	60.00
Employment Bureau	.81
W. P. A. Sewing Project	4,900.00
	<u>\$ 7,647.60</u>

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Eighty-two dollars and Thirty-nine Cents (\$282.39) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief
Administration \$282.39

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Seven Hundred Sixty Dollars and Eighty-six Cents (\$1,760.86) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Band Concerts	\$ 575.00
Ivy Hill Power Plant	1,185.86
	<u>\$ 1,760.86</u>

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Eighty-three Dollars and Thirty-three Cents (\$483,988.33) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Direct \$483,988.33

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Two Hundred Ninety-eight Dollars and Thirteen Cents (\$298.13) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to

Department of Public Affairs, as follows:

Water (WPA)\$298.13

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand Twelve Dollars and Fifty-eight Cents (\$48,012.58) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction\$ 47,801.58
Water 211.00
\$ 48,012.58

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand Seven Hundred Fifty Dollars and Three Cents (\$35,750.03) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted

and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending June 22, 1933:

Newark Airport\$ 2,877.45
Bureau of Motors 2,687.70
Bureau of Streets 2,513.30
Bureau of Sewers 933.53
House Sewer Connections.. 241.10
Bureau of Street Cleaning 16,731.36
Bureau of Docks 745.85
Bureau of Water 9,019.74
\$ 35,750.03

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Six Hundred Fifty-three Dollars and Sixty-eight Cents (\$4,653.68) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
WPA\$ 4,313.68
Street Construction
WPA 44.63
Sewer Construction
WPA 295.37
\$ 4,653.68

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nay: Commissioner Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Three Hundred Fifteen Dollars and Sixty Cents (\$3,315.60) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending June 22nd and June 25th, 1938, inclusive, as follows:

Shade Tree	\$ 2,143.60
Public Buildings	1,172.00
	<hr/>
	\$ 3,315.60

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of Four Hundred Eighty Dollars (\$480.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

Elections	\$480.00
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M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Three Hundred Thirty-seven Dollars and Fifty Cents (\$337.50) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—	
Administration	\$337.50

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Nay: Commissioner Murphy.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

AUCTIONEERS:

Philip Smith, 81 Polk Street,

Robert B. Stoutenburgh, City of Newark,

Leo B. Weisgal, 93 South Orange Avenue,

Samuel Lerman, 60 Mulberry Street.

KEEPERS OF JUNK SHOPS:

Gerson Rubin, 14 Lewis Street,

Nathan Weissman, 48 Livingston Street,

Milton Karpoff, 34 Lillie Street,

L. & S. Bottle Company, 21 E. Runyon Street,

Bartholomeo Giordano, 125 Johnson Street.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

LEHMAN BROTHERS
One William Street,
New York

June 27, 1938.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:

The undersigned is the owner and

holder of \$15,000 Port Newark Improvement Bonds of The City of Newark, New Jersey, dated October 1, 1934, payable October 1, 1962, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on April 1st and October 1st in each year, and consisting of fifteen bonds of the denomination of \$1,000 each, numbered from 471 to 485, inclusive, reciting that they are issued pursuant to an ordinance duly adopted by the Board of Commissioners of The City of Newark on September 4, 1923. The bonds were originally issued in coupon form, but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto, and the execution by the City Comptroller of the conversion certificate printed on the back of each of said bonds.

We hereby request that these bonds be reconverted, at the expense of the undersigned, into new coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of the new coupon bonds.

Very truly yours,

LEHMAN BROTHERS,
B. F. H. Morse.

Ordered filed.

Commissioner Murphy offered the following resolutions:

WHEREAS, prior to the issuance of each of the outstanding bonds of The City of Newark, hereinafter described, a resolution was duly adopted by the governing body of said City, providing that said bonds should be issued in coupon form, but should be registerable as to both principal

and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of The City of Newark that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding \$15,000 Port Newark Improvement Bonds of The City of Newark, New Jersey, dated October 1, 1923, payable October 1, 1962, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on April 1st and October 1st in each year, and consisting of fifteen bonds of the denomination of \$1,000 each, numbered from 471 to 485, inclusive, issued on or about their dated pursuant to an ordinance of the Board of Commissioners of said City adopted on the 4th day of September, 1923.

FURTHER RESOLVED, That the Mayor be and he hereby is authorized and directed to sign each of the bonds to be issued pursuant to this resolution, and that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to countersign said bonds, and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds, and to attest such corporate seal. The coupons annexed to such reissued bonds shall bear the fac-simile signa-

ture of the Director of the Department of Revenue and Finance.

FURTHER RESOLVED, That in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 29th day of June, 1938, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the ordinance recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, that no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners of the City of Newark heretofore adopted the Ordinance hereinafter referred to; and

WHEREAS, this Board desires to issue \$90,000 of bonds provided for in said Ordinance, pursuant to notice;

THEREFORE, BE IT RESOLVED

By the Board of Commissioners of The City of Newark that there shall be issued at this time, pursuant to the terms of an Ordinance entitled:

"An Ordinance providing for the issuance of bonds of The City of Newark to finance the cost of replacing the existing timber decking on the Haynes Avenue (Doremus Avenue) Bridge by composite steel and concrete, and of reinforcing the steel structure of said Bridge," adopted October 6, 1937,

bonds of The City of Newark, in the sum of \$90,000, as in said Ordinance provided; and,

BE IT FURTHER RESOLVED That the proper corporate officials of the City be and they are hereby directed to offer for sale, sell and issue said bonds, in such form as may be required, and in conformity with law.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, The City of Newark is residuary legatee under the last will and testament of Alice W. Hayes, deceased; and,

WHEREAS, as part of said Estate, the City is vested as owner in a certain property situated on South Grove Street, in the City of East Orange, and known as Lot 6, Block 184; and,

WHEREAS, there are taxes due and outstanding for the year 1937, in the sum of \$297.60, plus interest accrued of \$22.53 to July 15, 1938; and,

WHEREAS, there is presently due the tax for the year 1938, amounting to \$329.22, and on which there is accrued interest \$3.47 to July 15, 1938; and,

WHEREAS, it is necessary that the aforesaid taxes be paid as they constitute a lien on said premises, and as the same constitutes a contingency; and,

WHEREAS, the said tax bills are attached hereto and made a part hereof;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of \$652.82 be and the same is hereby appropriated to the Collector of Taxes of the City of East Orange, in payment of the 1937 taxes, with accrued interest, and the 1938 taxes, with accrued interest, on property in that City owned by the City of Newark, and known as Lot 6, Block 184, on the Tax Map of East Orange, which property became vested in The City of Newark through the Estate of Alice W. Hayes, deceased; and,

BE IT FURTHER RESOLVED, That the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to pay the aforesaid amount from the appropriation contained in the Budget for "contingent" purposes, and reimbursement to be made from purchase price to be received on sale of said property.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, under and by virtue of Chapter 123, P. L. 1938, entitled:

An Act concerning financial assistance to certain needy persons, and amending sections 44:8-1, 44:8-5, 44:8-6, 44:8-7, 44:8-9, 44:8-10, 44:8-11, 44:8-12, 44:8-13, 44:8-14, 44:8-17, 44:8-19, 44:8-23 and 44:8-23 and 44:8-25 of the Revised Statutes,"

it is provided under paragraph 3 of said bill, as follows:

"3. Section 44:8-6 of the Revised Statutes is hereby amended to read as follows:

44:8-6. Every municipality shall provide public assistance to the persons eligible thereto residing in said municipality.

Such assistance shall be administered by a local assistance board.

There shall be appointed in each municipality a local assistance board to be composed of not less than three nor more than five persons, at least one of whom shall be a woman, to be appointed by the chief executive officer of the municipality, upon approval of the governing body, not more than one member of the governing body may be appointed to such board. Members shall hold office for such term as may be provided by the governing body. * * * *

and,

WHEREAS, the Honorable Meyer

C. Ellenstein, Mayor of The City of Newark, has appointed the following named persons, to wit:

Pearce R. Franklin, Director of the Department of Public Works of The City of Newark,

Mrs. Katherine Curry,
Albert F. Jacques,
T. Lester Swander,
Victor D. Lindeman,

each of the foregoing persons to be appointed for the term of one (1) year;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that there be and is hereby established in the City of Newark a local assistance board, to be known as the

"Newark Municipal Assistance Board"

as provided for and for the purposes set forth in Chapter 123, P. L. 1938; and,

BE IT FURTHER RESOLVED, That the appointments of the following named persons, to wit:

Pearce R. Franklin, Director of the Department of Public Works of The City of Newark,

Mrs. Katherine Curry,
Albert F. Jacques,
T. Lester Swander,
Victor D. Lindeman,

each of whom is appointed for the term of one (1) year as a member of the said Newark Municipal Assistance Board, be and the same are hereby approved; said appointments to be effective immediately upon the adoption of this resolution; and the said Board shall proceed to organize

and carry out the duties provided for in said Chapter 123, P. L. 1938.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, That in order to accommodate public purposes in The City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to locate a pole on the north side of Market Street at Washington Street, as indicated on map or plan numbered 2866-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Pole Location in Market Street, at Washington Street, Newark, N. J." dated June 7, 1938, hereto attached and made a part hereof, and that said pole be and is hereby located as shown on said map or plan.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that in order to accommodate public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its pole on the west side of McCarter Highway, between South

Street and Tichenor Street, as indicated on map or plan numbered 2864-A and entitled "Public Service Coordinated Transport, Distribution Department, Proposed Relocation of Transport Pole, McCarter Highway, Between South Street and Tichenor Street, Newark, N. J." dated May 24, 1938, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, by the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to consent to the installation of two gasoline pumps in the basement of the building known as the "Centre Market Building," also known and designated as 80-92 Mulberry Street, in the City of Newark, which premises are leased by the City to the Tube Garage Co., Inc., under a certain lease dated March 3, 1938, these tanks to be substituted for the present movable gas containers now used on the premises, it being understood and agreed that the said Tube Garage Co., Inc., will be required, in the installation and use thereof, to comply with all the ordinances and regulations of The City of Newark concerning same.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of The City of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized and directed to publicly advertise for sealed proposals for furnishing and installing one (1) new electric sidewalk elevator and one (1) new car switch control passenger elevator for Police Headquarters, located at 22 Franklin Street, Newark, New Jersey, in accordance with the specifications provided by the Director of the Department of Parks and Public Property.

Bids to be received at 11:00 to 11:15 A. M. (Daylight Saving Time) on such date as it shall in said advertisement designate.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby

is authorized and directed to advertise for sealed proposals for furnishing and delivering tobacco and smoking items for use in the Department of Public Works.

Bids to be received between the hours of 10:00 and 15-10 A. M. (D ST) on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Mayor Ellenstein offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering metal curb, emulsified asphalt, concrete, stone, pipe, refined tar cement, asphalt cement and filler; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amount of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to

execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

ARMORED CONCRETE CORPORATION—Newark, N. J.

Approx. 1,000 feet Radial Metal Curb, 8" deep (Section 456 Bureau of Streets and Standard Spec.) @ \$1.20 foot.

THE LAKE ASPHALT & PETROLEUM COMPANY OF N. J.—Harrisburg, Pa.

Approx. 1,000 gal. Emulsified asphalt, EA 2 (Section 428 Bureau of Streets Standard Specifications) @ \$.0845 gal.

JOHN P. CALLAGHAN, INC.—Harrison, N. J.

Approx. 4,000 cu. yds. 1:2:4 Ready Mixed Concrete with Grade C or E broken stone and regular Portland Cement @ \$5.23 cu. yd.

F. BOWDEN COMPANY—Newark, N. J.

Approx. 1,000 lin. ft. 12" tile pipe, Bureau of Sewers Spec. @ \$.594 foot.

HARRISON SUPPLY COMPANY —Harrison, N. J.

Approx. 2,000 cu. yds. Grade A broken stone (Section 417—truck delivery to various streets in the City) @ \$1.45 cu. yd.

DOSCH-KING COMPANY—Whippany, N. J.

Approx. 30,000 gal. refined tar cement (Section 436) furnished and applied to various streets throughout City @ \$.10 gal.

CITIES SERVICE ASPHALT PRODUCTS COMPANY—New York City

Approx. 100 tons asphalt cement for block pavement (Section 439) furnished and applied to streets in City @ \$17.00 ton.

Approx. 240 tons asphalt filler for brick pavement (Section 440) blown type, drums to City Asphalt Plant, truck or railroad delivery @ \$17.00 ton.

JOHNSON & DEALAMAN, INC.—Newark, N. J.

Approx. 4-110 gallon asphalt heating kettles with solid rubber tires —Hauck No. 287 RT standard kettle with regular type burner—must be subject to approval of Engineer before contract will be approved @ \$195.00 ea.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

RESOLVED, That resolution No. 2840, adopted by the Board of Commissioners June 22, 1938, awarding contracts on fuel oil be and the same hereby is amended so that the price to be paid under contract awarded to City Coal & Fuel Oil Company for No. 6 fuel oil is to be ninety-five cents (\$.95) per barrel for New York Harbor price, instead of ninety-five cents (\$.95) per gallon, as erroneously mentioned therein, said resolution in all other respects to remain in full force and effect.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nay: Commissioner Murphy.

Commissioner Duffy offered the following resolution:

WHEREAS, during the vacation season, it is necessary that an additional Matron be assigned to Police Headquarters;

THEREFORE BE IT RESOLVED, That Josephine C. Drake be and she is hereby appointed to the position of Matron, temporary, in the Police Division, Department of Public Safety, at an annual salary of \$1,740.00, payable semi-monthly as other salaries are paid, effective July 1st, 1938.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that Frank A. McKevitt, temporarily appointed Chief Inspector, Water Service on July 1 1936, and whose name has been certified by the Civil Service Commission as being eligible for permanent appointment, be and he hereby is ap-

pointed to the position of Chief Inspector, Water Service in the Department of Public Affairs, Division of Water, at the same compensation now being received by him at \$2,700 per annum, effective July 1, 1938.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, the Federal Bureau of Identification, United States Department of Justice, has arranged for a Retraining School for Police department representatives who have already graduated from the Federal Bureau of Identification Academy; and

WHEREAS, Captain George D. Callan, of the Police Division, is a graduate of the F. B. I., National Police Academy; and

WHEREAS, it is the opinion of the Director of the Department of Public Safety that the Police Division of the City of Newark should be represented at said Retraining School;

NOW, THEREFORE, BE IT RESOLVED, that the Director of the Department of Public Safety be and he is hereby authorized to arrange for said Captain George D. Callan to attend the Retraining School of the F. B. I., National Police Academy, from July 13th, 1938, to July 23rd, 1938, and that the expenses incurred by said Captain Callan, while in attendance at said School for meals and

lodging, be paid upon same being approved by the Director of the Department of Public Safety.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Francesco Parisi has been employed as a laborer, in the Department of Public Affairs, Street Cleaning Division, for a period of more than 25 years, until October 10, 1936, at which time he was compelled to discontinue his work due to his age and physical condition; and

WHEREAS, said Francesco Parisi is approximately 79 years of age and was, up to the time of his disability, in October, 1936, earning as a laborer a weekly wage of \$18.20; and,

WHEREAS, said Francesco Parisi has made application for retirement under the provisions of:

Revised Statutes of New Jersey, 1937, Title 43:12:1:
and,

WHEREAS, it appears from the law and facts that said Francesco Parisi is entitled to a weekly pension in the amount of \$9.10;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that Francesco Parisi, laborer, Department of Public Affairs, Division of Street Clean-

ing, be and he is hereby entitled, under the provisions of:

Chapter 103, P. L. 1923, Revised Statutes 1937. Title 43:12:1.

to be retired; and he is hereby retired, at the rate of \$9.10 per week, as of October 10, 1936; and the City Clerk is hereby directed to place his name on the pension payroll.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the application of P. J. Pellechia, Jr. (Warranty B. & L. Assn., owner); for the construction of stores in a 2nd residence district; premises 374-378 North Twelfth Street.

The City Clerk: In this zoning matter application of P. J. Pellechia, Jr., the proponents and the objectors were asked to submit briefs, and they were submitted to the law department yesterday, and they were quite heavy briefs. The Law Department informs us that they are quite heavy, and both sides have agreed to a postponement of one week to give the Law Department a chance to go over the matter.

Commissioner Franklin: I move that this matter be laid over for one week.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Victoria Tortoriello, owner; for a wood and metal working shop, and storage of sash, doors, trim, lumber, etc. in a 2nd business district; premises 564 South Orange Avenue; such use to be limited to the period of two years;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Cofmissioner Duffy: I move that we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

The following communication was received and read:

Board of Adjustment

Newark, N. J., June 28, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 56-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

180-184 High Street; Kim Parking Stations, Inc.; the establishment and operation of an automobile parking station in a 1st industrial district; such use to be limited to the period of one year;

*392-394 South Orange Avenue; Roof Coating Corporation of New Jersey; renewal of permit for storage of roofing material and equipment; such use to be limited to the period of two years ending June 13, 1940;

501-503 Roseville Avenue; Elvira Stanzione, owner; the construction of a bakery in a 1st business district;

289-297 Washington St.; Washington Parking Co.; the establishment and operation of a gasoline service station in a 2nd business district; such use to be limited to the period of eight years; (No objectors);

42 Clinton Street; Alex G. High-ton, owner; the establishment and operation of an automobile parking station in a 2nd business district; such use to be limited to the period of one year; (No objectors);

*439-445 High Street; Battery Park Co.; renewal of permit for stationary gasoline pump in automobile parking station; such use to be limited to the period of one year ending June 26, 1939.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(To be heard by Board of Commissioners at meeting of June 29, 1938).

Received, copy to be sent to each Commissioner and further action postponed to July 6, 1938.

The City Clerk: There are two matters of renewals which can be disposed of at this time under a suspension of rules.

Commissioner Franklin: I move that the rules be suspended in these instances.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Roof Coating Corporation of New Jersey (Franklin Savings Institution, owner); for the renewal of permit for storage of roofing material and equipment; premises 392-394 South Orange Avenue; such use to be limited to the period of two years ending June 13, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move that we concur in the recommendation of the Board of Adjustment.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Battery Park Co (Society Babies' Hospital, owner); for the renewal of permit for stationary gasoline pump in automobile parking station; premises 439-445 High Street; such use to be limited to the period of one year ending June 26, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move that we concur in the recommendation of the Board of Adjustment.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Duffy: Mr. Mayor, what happened to the resolution to pay the probers?

Mayor Ellenstein: I don't know that any resolution is prepared yet.

Commissioner Duffy: Why isn't it prepared? It is in the budget. I voted to pay the counsel who repre-

sented the city in this matter, and I desire to be consistent and voted for Messrs. Dixon, Flanagan, and the rest of them to be paid.

Mayor Ellenstein: I understand that there was an opinion by the Corporation Counsel, which was submitted to the City Clerk.

The City Clerk: I think that there was something like thirty pages in that matter, each one of which had to be copied five times and then submitted to the members of the Board of Commissioners. I haven't heard from any of the commissioners.

Commissioner Murphy: I know that they contacted me, and they were under the impression that Commissioner Murphy was holding this thing up. I have nothing to do with holding this up.

The City Clerk: That is not so. The Law Department sent the opinion in. They sent the opinion in on the day that Mr. Thomas was here the first time, and at that time Director Duffy asked me to get in as quickly as possible all of the transcripts on that meeting, and all of our stenographers were busy getting that thing in, and as soon as that was completed we had 150 copies made, which required a considerable amount of work on the part of the stenographers.

Our budget is cut. We have no additional stenographers. We typed them up and submitted them to the Board of Commissioners probably ten days after, and they should have them. It is up to the Board of Commissioners to go over those and bring it up whenever they are ready.

Mayor Ellenstein: You say that you submitted it to each commissioner. I, in a general way, discussing it with Mr. O'Brien, in a very gen-

eral way, know the contents of his opinion and recommendation.

The City Clerk: It came to me on June 8 at 2:30 P. M. That is the meeting date, and I immediately directed that the copies be prepared, and they left my office about two weeks later, and sometime last week they were submitted to the Board of Commissioners.

Did you get a copy last week?

Mr. Ernest Masini: Yes.

The City Clerk: We send each Commissioner probably 40 or 50 pieces of mail each week.

Director Murphy: Right now, with everything else, with letters from taxpayers on tax bills, I am getting about 40 or 50 a day.

Commissioner Duffy: I believe that that should be cleaned up.

Mayor Ellenstein: Suppose, then, that the matter be left with this understanding, that each Commissioner make an effort to read the communication of the Law Department and be prepared to act on it next Wednesday.

Commissioner Murphy: There was something on the taxes, the Federal taxes. Is that eliminated?

Mayor Ellenstein: No. It is up to the Commissioners as to the policy that you want to pursue. As I recall, when Justice Parker awarded the \$35,000 to Mr. Dixon and the \$30,000 to the three others, he made the statement that he is making the award because they are compelled to pay a Federal income tax. Since then there is a decision, as I understand, by the United States Supreme Court, that that is not taxable, so it puts a different legal aspect on the situation because of the fact that Justice Park-

er took into consideration that they were going to pay an income tax. It then seems logical to me to assume that he incorporated in the pay more than they were entitled to receive in his judgement, because now they are not bound to pay an income tax since the decision of the United States Supreme Court.

I have not read it but that is a very general statement of what I learned from Corporation Counsel. He makes no recommendations and leaves it to the discretion of the Commission, but he rightfully points out to the Commissioners that that is the situation as it exists today.

Commissioner Duffy: Haven't we received a court order to make payment?

Mayor Ellenstein: I think we have, unless the opinion is not—they have not issued execution. They can still issue execution.

However, we will leave it this way, that the Commissioners will endeavor to read the brief submitted by the Law Department and be prepared to act on it next Wednesday.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN,
VINCENT J. MURPHY,
JOSEPH M. BYRNE, JR.
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN,
The Board of Commissioners
of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

July, 1938

Newark, N. J., July 6, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes of the previous meeting.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the vacation of Sanford Street as laid out on the Thomas Garrison Map, surveyed July, 1852, Dunn & Thompson, from its northerly terminus about 10 feet south of Malvern Street southwesterly about 440 feet to its southerly terminus about 25 feet north of Clifford Street, excepting from such vacation all those parts of the above described Sanford Street lying within the limits of Pulaski Street and Delancy Street; and from the vacation of Camp Street as laid out on the Thomas Garrison Map, surveyed July, 1852, Dunn & Thompson, from Wheeler Point Road (also known as Elm Street) northwesterly about 1185 feet to its terminus, excepting from such vacation all those parts of the above described Camp Street lying within the limits of Delancy Street and Pulaski Street.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. That Sanford Street as laid out on the Thomas Garrison Map,

surveyed July, 1852, Dunn & Thompson, from its northerly terminus about 10 feet south of Malvern Street southwesterly about 440 feet to its southerly terminus about 25 feet north of Clifford Street shall be vacated as a public street or highway, excepting from such vacation all those parts of the above described Sanford Street lying within the limits of Pulaski Street and Delancy Street; and that Camp Street as laid out on the Thomas Garrison Map, surveyed July, 1852, Dunn & Thompson, from Wheeler Point Road (also known as Elm Street) northwesterly about 1185 feet to its terminus shall be vacated as a public street or highway, excepting from such vacation all those parts of the above described Camp Street lying within the limits of Delancy Street and Pulaski Street.

All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1434-V, dated June 28, 1938. Under and by virtue of the provisions of Section 1, subdivision (b) of Article XXII, of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto.

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that July 20th, 1938, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to repeal an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'Zoning Ordinance of The City of Newark, adopted January 8, 1930,' which said ordinance was adopted March 23rd, 1938," and stated that today was the time fixed for hearing on the same.

Commissioner Franklin moved that the ordinance be laid over to August 3rd.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin moved that the ordinance be laid over to August 3rd.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-one Thousand, Five Hundred Seventy Dollars (\$21,570.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:
City Sundries—

(Auditing and Special
Accounting Service) \$ 21,570.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Eight Hundred Fifty Dollars (\$3,850.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Deferred Charge\$3,850.00

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nineteen Dollars and Seventy-five Cents (\$19.75) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office\$19.75

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six Thousand, Eight Hundred Sixteen Dollars and Forty-four Cents (\$36,816.44) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$36,816.44

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Thousand Six Hundred Eighty-nine Dollars and Fifty-five Cents (\$20,689.55) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance, from June 16th to 30th, 1938, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Auditor of Accounts	1,970.00
City Treasurer's Office	896.64
Receiver of Taxes	2,584.52
Arrears of Personal Taxes ..	1,876.96
Board of Assessments and	
Revision of Taxes	7,846.60
Revaluation Bureau	404.14
Board of Assessments for	
Local Improvements	869.98
	<hr/>
	\$ 20,689.55

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Six Thousand Two Dollars and Fifty-six Cents (\$6,002.56) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Fire Division	\$6,002.56
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M. P. Duffy
Pearce R. Franklin

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-five Thousand Eight Hundred Ninety-one Dollars and Thirty Cents (\$225,891.30) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from June 16th to 30th, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	785.68
Building Division	3,137.47
Electrical Bureau	2,009.48
First Criminal and Family	
Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	83,217.18
Police Division	133,464.47
	<hr/>
	\$225,891.30

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of

Twenty-two Dollars and Thirty-two Cents (\$22.32) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Administration\$22.32

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-one Dollars and Seventy-two Cents (\$41.72) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Outdoor Poor Department\$41.72

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Sixty-nine Dollars and Fifty-five Cents (\$669.55) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims

of the Department of Public Works, as follows:

Youth Week Celebration\$ 14.55
Band Concerts 655.00
\$669.55

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Ninety-seven Dollars and Forty-one Cents (\$1,097.41) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Administration\$1,097.41

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-seven Cents (\$633.37) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works for the entire month of June, 1938, as follows:

United States Social Hy-
giene\$333.37

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Eighty-eight Thousand Six Hundred
Eleven Dollars and Thirty-three
Cents (\$88,611.33) be and the same
is hereby appropriated to the City
Treasurer, being the semi-monthly
payroll of the Department of Public
Works, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	22,715.21
Newark City Hospital	23,737.37
Convalescent Hospital	1,896.62
Newark City Home	3,241.85
Bureau of Baths	5,280.82
Newark City Alms House	2,518.15
Ivy Hill Power Plant	2,564.70
Outdoor Poor Department	1,945.82
Emergency Relief—	
Administration	23,144.14
	<hr/>
	\$ 88,611.33

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the
following resolutions:

RESOLVED: That the sum of
Three Thousand, Three Hundred Thir-
ty-one Dollars and Sixty-six Cents
(\$3,331.66) be and the same is here-
by appropriated to the City Treas-
urer, same being the weekly payrolls
of the Department of Parks and Pub-
lic Property for weeks ending June
29th and July 2nd, 1938, inclusive, as
follows:

Shade Tree	\$2,145.66
Public Buildings	1,186.00
	<hr/>
	\$3,331.66

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Eleven Thousand, Two Hundred
Twenty-seven Dollars and Forty-six
Cents (\$11,227.46) be and the same
is hereby appropriated to the City
Treasurer, same being the semi-
monthly payrolls of the Department
of Parks and Public Property from
June 16th to June 30th, 1938, as fol-
lows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,578.09
Municipal Farmers'	
Market	254.24
Centre Market	96.00
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49

W. P. A. Project No.
1485-7 145.83
\$ 11,227.46

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Fifty-two Dollars and Eighty-two Cents (\$652.82) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Parks and Public Property, as follows:

Contingent\$652.82

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand Two Hundred Forty-two Dollars and Thirty Cents (\$12,242.30) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-Departmental Department from June 16th to June 30th, 1938, as follows:

Law Department\$ 3,912.45

City Clerk 3,054.07
Elections 385.00
First District Court 1,179.16
Second District Court 1,104.14
Board of Adjustment 460.00
Central Purchase 2,147.48
\$ 12,242.30

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Three Hundred Thirty-Eight Dollars (\$4,338.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

City Sundries (Legislative Agent)\$4,338.00

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nay: Commissioners Byrne, Murphy.

RESOLVED: That the sum of Forty-five Thousand Seven Hundred Forty-four Dollars and Thirty-one Cents (\$45,744.31) be and the same hereby is appropriated to the persons

named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly Payroll, Period June 16th-June 30th, 1938, both inclusive:

Bureau of Docks	\$ 857.50
Director's Office	1,439.57
Newark Airport	4,255.81
Bureau of Lighting	420.00
Bureau of Streets	2,899.95
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,219.08
Bureau of Surveys	2,939.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,696.98
Newark Labor Relations Board	238.33
Street Construction	2,224.96
City Railway	854.16

\$ 45,744.31

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Thousand, Nine Hundred Ninety-seven Dollars and Sixty-seven Cents (\$34,997.67) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, Period Ending June 29, 1938:

Newark Airport	\$ 2,645.10
Bureau of Motors	2,687.70
Bureau of Streets	2,068.10
Bureau of Sewers	928.66
House Sewer Connections..	251.20
Bureau of Street Cleaning	16,718.07
Bureau of Docks	750.00
Bureau of Water	8,948.84

\$ 34,997.67

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred and Twenty-seven Dollars and Fifty Cents (\$927.50) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Inter-Departmental Department, as follows:

City Clerk	\$768.50
Board of Adjustment—	
Zoning	159.00
	\$927.50

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Five Hundred Eighty-seven Dollars and Twenty-five Cents (\$587.25) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

City Sundries (Auditing and Accounting Service)\$587.25

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

American District Telegraph & Messenger Co., as Principal, and American Surety Company of New York, as surety.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

KEEPER OF JUNK SHOP:

Grace Iron & Steel Corporation,
100 Commercial Street.

Louis Halperin, 20-22 Boyd Street,

Samuel B. Freedman, N. W. cor.
Delancy and Stockton Streets.

Joseph Di Spirito, 36 Lewis Street.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

H. L. SCHWAMM & CO.
60 Broad Street,
New York

July 5, 1938.

Board of Commissioners,
Newark,
New Jersey.

Gentlemen:—

We are the holders of:

\$111,000. Principal Amount School
Bonds of the City of Newark.
Dated May 1, 1907.

In the denomination of \$1,000 each
Bearing interest at 4% per annum,
maturing May 1, 1957.

(Callable May 1, 1947)

Numbered as follows:

Inclusive

668-728	862-873
822-824	891
838-842	895-898
850-852	900
858-861	911
	913-928

These bonds which were originally issued in coupon form have been fully registered, and we hereby request the reconversion of said bonds from registered into coupon form. We agree to pay all expenses in connection with said reconversion and will be glad to have new bonds and coupons printed by any company desired by the City.

We have requested Messrs. Caldwell & Raymond, New York City, who are also issuing an approving opinion on the bonds, to draft and forward you all necessary legal papers, and we do hereby agree to pay any fees in connection therewith.

We will appreciate very much your prompt attention to this matter and the passage of the necessary proceedings to consummate said reconversion.

Very truly yours,
H. L. Schwamm & Co.

Ordered filed.

Mayor Ellenstein offered the following resolutions:

Resolution providing for the reconversion from registered into coupon form of \$111,000. School Bonds of The City of Newark, New Jersey, dated May 1, 1907.

WHEREAS, The City of Newark has issued under date of May 1, 1907, School Bonds of The City in coupon form, and bonds numbered 668 to 728 inclusive; 822 to 824, inclusive; 838 to

842, inclusive; 850 to 852, inclusive; 858 to 873, inclusive; 891; 895 to 898, inclusive; 900; 911; and 913 to 928, inclusive, have since been fully registered and the coupons thereon have been duly cut off and cancelled, and the present holders of said bonds or their duly authorized attorneys have requested the Board of Commissioners of said City to reconvert the said bonds into coupon form and have undertaken to bear the entire expense of said reconversion, NOW, THEREFORE, BE IT

RESOLVED, By the Board of Commissioners of The City of Newark, New Jersey, as follows:

Section 1. Pursuant to the provisions of the Local Bond Law, constituting Article 1 of Chapter 1 of Title 40 of the Revised Statutes of the State of New Jersey, School Bonds in the amount of \$111,000, dated May 1, 1907, in the denomination of \$1,000 each, bearing interest at the rate of four per centum (4%) per annum, maturing May 1, 1957, callable at the option of the City after May 1, 1947, numbered as follows: 668 to 728, inclusive; 822 to 824, inclusive; 838 to 842, inclusive; 850 to 852, inclusive; 858 to 873, inclusive; 891; 895 to 898, inclusive; 900; 911; 913 to 928, inclusive, shall be reconverted into coupon form by the issuance of new bonds bearing the same date, rate of interest and number and being of the same maturity and denomination, with interest payable on the same dates, at the same place of payment and being in all respects in the same form as the original bonds, except that the new bonds shall be payable as to both principal and interest in lawful money of the United States of America.

Section 2. The reconversion of said bonds shall be entirely at the expense of the holder thereof.

Section 3. The Board of Commissioners of said City hereby consents to the reconversion of said bonds in accordance with the provisions of this resolution.

Section 4. The proper officers of the City are hereby authorized and directed to execute the said reconverted bonds, and on surrender of the original bonds to deliver the same to the persons in whose name the said original bonds are now registered on the books of the City, or to their duly authorized attorneys, and to take up and cancel the original bonds bearing the same numbers.

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Warrants and Bills are held by the Auditor for the purchase of property at Port Newark, and which purchases were not consummated; and,

WHEREAS, the Auditor has requested that the several authorizations be cancelled, all of which are set forth in a copy thereof attached to communication received from Mayor Meyer C. Ellenstein, being attached and made a part hereof;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the following Warrants and Bills held by the Auditor for the purchase of property at Port Newark, be and the same are hereby cancelled and the authorization for same rescinded, to wit:

Margaret Fitzsimmons, \$4,000.00
Appropriated April 17, 1928.

Margaret Fitzsimmons, \$9,546.00.
Appropriated May 29, 1928.

Oraton Investment Co., \$12,480.00.
Appropriated December 26, 1930.

Wilbur Munn and Phoebe M. Zabriskie, \$2,940.00. Appropriated September 2, 1931.

Helena M. Nugent, \$172.00. Appropriated October 28, 1931.

and the Director of the Department of Revenue and Finance be and he is hereby authorized to cancel the said Warrants and Bills, and to do all things necessary to carry out the rescinding of the aforesaid appropriations.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

BE IT RESOLVED, By the Board of Commissioners of the City of Newark that Resolution No. 2882-F, adopted June 29, 1938, relative to the issuance of \$90,000 bonds for financing the cost of replacing the existing timber decking on Haynes Avenue (Doremus Avenue) Bridge, be and the same hereby is rescinded.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

the roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled, "An Ordinance providing for the issuance of bonds of the City of Newark to finance the cost of replacing the existing timber decking on the Hayes Avenue (Doremus Avenue) Bridge by composite steel and concrete, and of reinforcing the steel structure of said Bridge," adopted by the Board of Commissioners on October 6, 1937, Bond Anticipation Notes of said City of an aggregate principal amount not to exceed \$120,000.00—One Hundred and Twenty Thousand Dollars, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law and to recite therein that all requirements

and conditions of law have been complied with in the issuance of said notes and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey;

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law;

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at a meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, that the copy of the agreement between The City of Newark and New Jersey Bell Telephone Company, providing for telephone facilities between Newark and Charlotteburg, New Jersey, be and the same hereby is approved, and the Director of the Department of Public Affairs and the City Clerk hereby are

authorized and directed to execute the same on the part of The City of Newark upon the adoption of this resolution.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, there has been provided in the 1938 Budget of the City of Newark the costs of purchase and correction of certain "Sanborn Insurance Maps" for the Board of Adjustment of the City of Newark; and

WHEREAS, the said Board desires that Volumes 1, 2, 3, 4, 7 and 8 of said maps be purchased, and Volume 5, presently had by the said Board be corrected to date; and

WHEREAS, said "Maps" and "corrections" are the sole product of the Sanborn Map Co., 192 Maiden Lane, New York City; and

WHEREAS, said new volumes will cost \$860.00, and the corrections to Volume No. 5 will cost \$52.10;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Board of Adjustment be and it is hereby authorized to purchase the aforesaid insurance maps at cost of \$860.00, and to have the corrections made to Volume No. 5 at a cost of \$53.10; and to make the purchase and have corrections made by aforesaid Sanborn

Map Co., and the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to make payment of the aforesaid amounts, from the appropriation for said Board of Adjustment, upon approval for payment made by said board.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering automobiles for the Police and Fire Divisions, Department of Public Safety.

Bids to be received between the hours of 10:00 and 10:15 A. M. (DST) on such date as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, a vacancy exists in the position of Carpenter Foreman in the Fire Division, Department of Public Safety;

NOW, THEREFORE, BE IT RESOLVED, that Lawrence Conroy, Carpenter, be and he is hereby promoted to the position of Carpenter Foreman in the Fire Division, Department of Public Safety, at a salary of \$3,600.00 per annum, (said promotion being in accordance with Chapter 38, Laws of the State of N. J., 1938), effective July 7th, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public Property deems it advisable to stimulate the method of catching Japanese beetles in traps rather than by the use of poisonous spray in private yards;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the Shade Tree Bureau in the Department of Parks and Public Property be and it is hereby authorized to pay five cents per quart for Japanese beetles trapped in the City of Newark during the month of July, 1938.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, under the authority of Chapter 184 of the Laws of 1936, a resolution was adopted by the Board of Commissioners of the City of Newark creating an "Industrial Commission of the City of Newark, New Jersey," and

WHEREAS, pursuant to the statute aforesaid, and the resolution, Meyer C. Ellenstein, Mayor of the City of Newark, appointed five members of the Industrial Commission of the City of Newark; and

WHEREAS, there exists vacancies in the said Commission; and

WHEREAS, the Mayor has appointed as members of the said Industrial Commission of the City of Newark, New Jersey, the following: Frederic W. Robinson, five years, to July 6, 1943.

Frank O'Connor, four years to July 6, 1942.

Andrew Preziosi, three years to June 24, 1941.

Alfred J. Speak, two years to June 24, 1940, and

Michael Hollander, one year to June 24, 1939;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that the action of Meyer C. Ellenstein, Mayor of the City of Newark, in appointing

Frederic W. Robison
Frank O'Connor
Andrew Preziosi
Alfred J. Speak and
Michael Hollander

as members of the Industrial Commission of the City of Newark, be and the same is hereby concurred in.

M. Ellenstein
Jos. M. Byrne, Jr.
(without prejudice)
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

The following communication was received and read:

Board of Education

Newark, N. J., July 1, 1938.

Board of Commissioners
of the City of Newark,
City Hall,
Newark, New Jersey:

Gentlemen:—

At the organization meeting of the Board of Education held Friday morning, July 1, 1938, the following resolution was adopted:

“RESOLVED, that Samuel Roessler, President, and Frank Cozzolino, Vice President, be and they hereby are appointed members of the Board of School Estimate, and that the Secretary be directed to notify the Board of Commissioners of the City of Newark of this action of the Board.”

Yours truly,
Alfred H. Krick,
Secretary

Ordered filed.

The City Clerk presented the application of P. J. Pellecchia, Jr.,

(Warranty B. & L. Assn., owner); for the construction of stores in a 2nd residence district; premises 374-378 North Twelfth Street.

Laid over to July 13, 1938.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Kim Parking Stations, Inc., (Lackawanna Railroad Company, owner); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 180-184 High Street; such use to be limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Elvira Stanzione, owner; for the construction of a bakery in a 1st business district; premises 501-503 Roseville Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Mr. Rankin: There were two who withdrew their objections. It is a small bakery in the rear yard. They are going to erect a new bakery in front of a two-family dwelling house.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declare dadopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Washington Parking Co.; (Charlotte J. May, owner): for the establishment and operation of a gasoline service station; premises 289-297 Washington Street; such use to be limited to the period of eight years;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Were there any objectors to this?

Mr. Rankin: No objectors.

Mayor Ellenstein: Is there anybody who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Alex G. Highton, owner; for the establishment and operation of an automobile parking station; premises 42 Clinton Street; such use to be limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for June, 1938.

Department of Buildings for June, 1938.

Supervisor, Municipal Farmers' Market, for June, 1938.

Clerk of First District Court for June, 1938.

Clerk of Second District Court for June, 1938.

Superintendent of Alms House for June, 1938.

City Clerk (2) for June, 1938.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for June, 1938.

Thomas F. Guthrie, Chief Clerk, Night Criminal Court, Traffic, for June, 1938.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 1, for June, 1938.

Charles F. J. McGovern, Clerk, 2nd Criminal Court, Part 2, for June, 1938.

Robert J. Beckley, Clerk 3rd Criminal Court, for June, 1938.

Peter C. Walsh, Deputy Clerk of Family Court for June, 1938.

City Treasurer for June, 1938.

Comptroller for June, 1938.

City of Newark, New Jersey
Department of Revenue and Finance

July 1, 1938.

To the Honorable,
The Commissioners of
The City of Newark, N. J.

Gentlemen:—

In accordance with the Act of the
Legislature entitled "A further sup-
plement of the Act entitled 'An Act
to amend and revise the charter of
the City of Newark, N. J.' approved
February 22, 1866" I herewith pre-
sent a statement of the receipts and
disbursements for the month of June,
1938:

RECEIPTS

Cash on hand May 31, 1938	\$1,304,410.41	
Received from Comptroller June	4,781,120.61	
	<hr/>	\$6,085,531.02

DISBURSEMENTS

By Warrant	\$3,476,348.14	
Without Warrant	257,341.67	
Returned Checks	3,828.26	
Transferred to Emergency Relief	600,000.00	
	<hr/>	4,337,518.07
Cash on hand June 30, 1938		\$1,748,012.95

Respectfully,
Vincent J. Murphy,
Director of Revenue and Finance
By Joseph J. Kroehl.

CONTROLLER'S REPORT

June, 1938

Assessments:

Opening Streets	415.79
Paving Streets	1,904.31
Sewers	635.00
House Sewers	133.79
Sidewalks	42.89
Water Department Arrears	180.12
Bureau of Streets, Snow Removal	7.88
Shade Trees	10.00

Funds:

Schools, Current Expense	865,442.24
Emergency Relief Special	906.68
Emergency Relief	431.13
Emergency Relief Administration	16.50
Outdoor Poor	1,310.00

Farmer's Market Rents	1,355.00
Centre Market Rents	204.50
Centre Market Reserve	1,084.00
Green & Franklin Street Property	230.00
Foreclosed Property Rents	858.96
Redemptions	7,153.59
Printing and Stationery	553.38
200 Washington Street Corp.	833.33
Memorial Day Celebration	3.90
City Hospital	141.86
Process Tax Refund	4,882.00
Sale of City Property, 18th Avenue	6,080.00
Bureau of Streets	2,710.81
Bureau of Street Cleaning	914.70
Bureau of House Sewers	3,422.40
Bureau of Docks	17,680.42
Bureau of Motors	2,471.50
Airport	13,405.18
Water Rents	196,884.25

Miscellaneous Revenue:

Fees	495.00
General Licenses	7,460.25
Dog Licenses	1,906.00
Beer Licenses	607,970.00
Building and Electrical Department	2,397.03
Public Health	2,304.00
Public Library	4,468.20
Public Baths	2,513.07
City Hospital	2,269.10
Convalescent Hospital	167.44
Almshouse	111.98
City Home	88.80
Shade Trees	263.00
Police Courts	7,955.00
District Courts	3,395.60
Bureau of Combustibles	1,225.00
Fire Department	79.38
Police Department	85.25
Miscellaneous Rents	1,418.67
Jitneys	19,337.41
Army Base Lease	8,333.34
Market Plaza Lease	6,250.00
City Hall Parking Station	225.00
Market Plaza Parking Station	2,200.00
Cost of Sales	470.19
Surplus Revenue	675.08
Searches	578.50
Personal Arrears Fees	396.50
Personal Arrears Costs	20.74
Bureau of Street Cleaning	54.21
Bureau of Sewers	180.00

Temporary Loans:

Reconstruction of City Hospital	70,000.00
Street Repairs	200,000.00
Sewers	50,000.00

Real Estate:

Bank Stock Tax 1938	33,272.76
Taxes 1938 Receiver	2,654,294.83
Arrears Real Estate 1937	232,017.42
Arrears Real Estate 1936	120,245.99
Arrears Real Estate 1935 and Prior	60,830.11
Personal Arrears 1937	23,726.26
Personal Arrears 1936	9,245.76
Personal Arrears 1935 and Prior	320,709.55

Interest:

Real Estate	53,394.07
Personal Arrears	3,055.56
	<hr/>
	\$5,647,892.66
Less returned checks \$3,828.26, refunds \$344.42	4,172.68
	<hr/>
	\$5,643,719.98

Vincent J. Murphy,

Director of Revenue and Finance.

The Annual Audit Report of the City of Newark for the year ended December 31st, 1937, submitted by Puder & Puder, was received.

Commissioner Duffy: I move that the report be accepted and that the City Clerk be authorized to insert the usual advertisement.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, Jr.
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., July 13, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend Section 4 of An Ordinance entitled: "An Ordinance to regulate the sale and distribution of milk, cream and milk products in The City of Newark," adopted July 1, 1931, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move that the ordaining clause be stricken out.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Or-

dinance providing for the issuance of bonds of The City of Newark to raise money for the purpose of constructing swimming pools in public parks or playgrounds, or municipal property, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move that the ordinance be laid over for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Six Thousand One Hundred Thirty-four Dollars and Fifty-four Cents (\$6,134.54) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 447.08
Comptroller's Office	498.25
Auditor's Office	255.75
Treasurer's Office	173.74
Tax Receiver	540.03
Tax Installment	77.18
Tax Board	1,922.50
Tax Revaluation	7.25
Deputy Tax Collectors	5.00
Street Improvement charges	60.95
Rents Foreclosed Properties	120.02
1938 Taxes	494.59
City Sundries	1,532.20
(Auditing and Special Accounting Services)	
	<hr/>
	\$ 6,134.54

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-one Thousand Seven Hundred Eighty-three Dollars and Forty Cents (\$31,783.40) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$31,783.40

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Seventy-six Dollars (\$576.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Advertising Tax Sale\$576.00

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Six Hundred Fifty Dollars (\$3,650.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Comptroller's Office	\$ 950.00
Tax Installment Bureau	150.00
Treasurer's Office	325.00
Tax Receiver	1,325.00
Deputy Tax Collectors	900.00
	<hr/>
	\$ 3,650.00

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Twenty Thousand, Five Hundred Seventeen Dollars and Eighty Cents (\$20,517.80) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Fire Division	\$ 717.12
Police Division	19,245.23
Director's Office	15.00
Building Division	193.62
Electrical Division	158.73
License Division	188.10
	<hr/>
	\$ 20,517.80

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

Newark City Home 4,790.53
Bureau of Health 5,448.73
Newark City Alms House 5,075.22
Public Outing (Camp New-
ark) 113.24

\$ 18,156.83

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Ninety-Six Thousand, Four Hundred Five Dollars and Sixty-eight Cents (\$96,405.68) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Works as follows:

Emergency Relief\$96,405.68

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighteen Thousand One Hundred Fifty-six Dollars and Eight-three Cents (\$18,156.83) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Band Concerts\$ 934.00
Outdoor Poor Department 133.90
Fourth of July Celebration 1,484.11
Director's Office 136.50
Employment Bureau 40.60

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Three Thousand, Two Hundred Eleven Dollars and Seventy-four Cents (\$3,211.74) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending July 6th and July 9th, 1938, inclusive, as follows:

Shade Tree\$1,991.74
Public Buildings 1,220.00

\$3,211.74

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Five Thousand Five Hundred Sixty-two Dollars and Thirty-eight Cents (\$5,562.38) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Administration\$ 5,562.38

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Thirteen Thousand, Seventy-seven Dollars and Ninety-nine Cents (\$13,077.99) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Centre Market	\$ 42.95
Director's Office	157.65
Maintenance of Dog Pound	625.00
Municipal Farmers' Market	116.34
Printing and Stationery....	4,346.35
Smoke Abatement	68.01
Weights and Measures	112.55
W. P. A. Project No. 1435-7	1,070.00
W. P. A. Project No. 1485-7	640.34

W. P. A. Project No. 3-7-896	2,032.67
W. P. A. Project No. 2181-7	309.31
W. P. A. Project No. 2579-7	37.05
Street Improvement advertising	24.64
Public Buildings	2,962.77
Shade Tree	532.36
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	\$ 13,077.99

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty-one Dollars (\$41.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$41.00
M. Ellenstein	
Vincent J. Murphy	
Jos. M. Byrne, Jr.	
M. P. Duffy	
Pearce R. Franklin	

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

One Thousand, One Hundred Forty-two Dollars and Fifty Cents (\$1,142.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 506.00
Street Cleaning	67.04
Public Lighting	84.37
Streets	137.03
Street Construction	30.98
Surveys	47.19
Director's Office	38.01
Sewers	79.80
Motors	18.86
Docks	19.61
Newark Airport	113.61
	<hr/>
	\$ 1,142.50

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Five Thousand, Two Hundred Thirty-one Dollars and Fifty-one Cents (\$5,231.51) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Joint Outlet Sewer Maintenance	\$ 5,231.51
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M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.

M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Forty-one Dollars and Seventeen Cents (\$441.17) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 12.75
Streets	12.60
Docks	13.00
Newark Airport	40.84
Water	346.38
Motors	15.60
	<hr/>
	\$441.17

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Four Hundred Thirty Dollars and Nineteen Cents (\$3,430.19) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:
 Street Construction

(WPA)	\$ 2,893.76
Street Construction	
(WPA)	132.23
Street Construction	
(WPA)	108.00
Street Construction	
(WPA)	14.00
Sewer Construction	
(WPA)	282.20
	<hr/>
	\$ 3,430.19

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-four Thousand, Two Hundred Ninety-three Dollars and Fifty Cents (\$34,293.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
 Period Ending July 6, 1938:

Newark Airport	\$ 2,607.60
Bureau of Motors	2,661.97
Bureau of Streets	2,145.15
Bureau of Sewers	883.13
House Sewer Connections..	272.30
Bureau of Street Cleaning	16,309.86
Bureau of Docks	750.00
Bureau of Water	8,663.49
	<hr/>
	\$ 34,293.50

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Seventy-three Dollars and Ninety-four Cents (\$173.94) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Care and Relief of Indigent Children \$173.94

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Fifty-seven Dollars and Nineteen Cents (\$357.19) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water \$357.19

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Three Hundred Twenty-nine Dollars
and Eight Cents (\$329.08) be and the
same hereby is appropriated to the
persons named, as per certified list
attached, being the gross amount of
bills contracted and chargeable to the
Department of Public Affairs, as fol-
lows:

Water (WPA)\$329.08

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Three Thousand Seventeen Dollars
and Eighty-five Cents (\$3,017.85) be
and the same is hereby appropriated
to persons named on the annexed cer-
tified list, being the bills and claims
of the Inter-Departmental Depart-
ment, as follows:

Law Department	\$ 24.50
Board of Adjustment—	
Zoning	28.00
Central Purchase	731.44
District Courts	659.43
Labor Relations Board	64.42
City Clerk	1,510.06
	<hr/>
	\$ 3,017.85

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

RESOLVED: That the sum of
Two Hundred Seventy-one Dollars
and Eighty Cents (\$271.80) be and
the same hereby is appropriated to
the persons named, as per certified
list attached, being the gross amount
of bills contracted and chargeable to
the Department of Public Affairs, as
follows:

Newark Airport\$271.80

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
One Thousand, Seven Hundred Twen-
ty-Eight Dollars (\$1,728.00) be and
the same hereby is appropriated to
the persons named, as per certified
list attached, being the gross amount
of bills contracted and chargeable to
the Department of Public Affairs, as
follows:

Newark Airport\$1,728.00

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty-two dollars and seventy cents (\$82.70) be, and the same is hereby appropriated to the person named on the annexed certified list, being the bills and claims of the Department of Inter-Departmental Departments, as follows:

Department of Central
Purchase\$82.70

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

KEEPER OF JUNK SHOP

Abraham M. Heinowitz, 63-81 Polk Street.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

A Resolution determining to eliminate unsafe or insanitary dwelling units in The City of Newark, approving a form of contract

with The Housing Authority of The City of Newark with respect thereto, and authorizing the execution of said contract.

WHEREAS, the Housing Authority of the City of Newark (herein called the "Authority") proposes to develop and administer low-rent housing projects within the territorial limits of the City of Newark (herein called the "City"); and

WHEREAS, in connection with the development of such projects the Authority desires to eliminate unsafe and insanitary dwelling units situated within the territorial limits of the City substantially equal in number to the number of newly constructed dwelling units to be provided by such projects; and,

WHEREAS, the Authority has requested the City to co-operate with it and assist it in the elimination of such unsafe and insanitary dwelling units; and,

WHEREAS, there exist in the City a large number of unsafe or insanitary dwelling units and it is necessary and desirable that the City should eliminate such unsafe or insanitary dwelling units to protect the health, safety and morals of the inhabitants of this City; and,

WHEREAS, it is necessary that the present low-income occupants of unsafe or insanitary dwelling units be provided with new dwelling units at rentals they can afford to pay; and

WHEREAS, The City will directly benefit from the construction of new dwelling units for families of low income and from the elimination of unsafe or insanitary dwelling units within the City;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commis-

sioners of the City of Newark, New Jersey:—

Section 1. That the City hereby determines that, for the purpose of aiding said Authority in its efforts to eliminate unsafe and insanitary dwelling units in the City, the City shall co-operate with the Authority by exercising its police powers to eliminate some of the unsafe or insanitary dwelling units within the territorial limits of the City at least equal, where they exist, to the number of newly-constructed dwelling units to be provided by any low-rent housing projects developed and administered by the Authority less the number of unsafe or insanitary dwelling units to be eliminated from the site of such projects by the Authority during the development thereof.

Section 2. That the City shall enter into a contract with the Authority substantially in the following form:

AGREEMENT between The City of Newark, and the HOUSING AUTHORITY OF THE CITY OF NEWARK.

1. In consideration of the mutual promises of the City of Newark, New Jersey, (herein called the "City") and the Housing Authority of the City of Newark (herein called the "Authority") hereinafter set forth, the City and Authority agree as follows:

2. The City agrees to exercise its police powers to eliminate unsafe or insanitary dwelling units of a number where they exist within the territorial limits of the City at least equal to the number of new dwelling units to be provided in any low-rent housing projects to be developed by the Authority less the number of unsafe or insanitary dwelling units to be eliminated from the site of any such projects by the Authority during the development thereof.

3. The City agrees to exercise its police powers to eliminate such unsafe or insanitary dwelling units within the territorial limits of the City, where they exist.

4. The City agrees to exercise its police powers to eliminate such unsafe or insanitary dwelling units in manner aforesaid in one or the other of the following ways, or partly in one of these ways and partly in another:

- (a) By demolishing unsafe or insanitary dwelling units which are on land acquired by the City by purchase or otherwise, including demolition of such dwelling units on land purchased for any public uses; or
- (b) By causing the compulsory demolition, effective closing, repair or improvement of such unsafe or insanitary dwelling units; or
- (c) By inducing private owners voluntarily to eliminate such dwelling units.

5. In computing the number of unsafe or insanitary dwelling units eliminated under the terms of this Agreement, there shall be included all unsafe or insanitary dwelling units eliminated under this Agreement from the date hereof; provided, however, that all unsafe or insanitary dwelling units eliminated by the City prior to the date of this Agreement will be counted as elimination under this Agreement if the Authority is satisfied that such elimination was undertaken in anticipation of the execution of this Agreement.

6. In computing the number of unsafe or insanitary dwelling units eliminated under the terms of this Agreement, the remedying of violations of local building codes or ordinances by compulsory action of the City, insofar as it results in the

elimination of unsafe or insanitary dwelling units, shall be considered as elimination. The voluntary remedying of such violations shall not be considered as elimination.

7. For the purpose of this Agreement a dwelling unit shall be considered unsafe or insanitary whenever by reason of dilapidation, faulty arrangement or design, lack of ventilation, light or sanitation facilities, or any combination of these factors, it is detrimental to safety, health or morals.

8. The Authority agrees:

- (a) To advise the officers in charge of appropriate departments of the City, of the existence of any unsafe or insanitary dwelling units in the City, which the Authority finds as a result of its surveys or studies;
- (b) To make reports to the City, from time to time, regarding such matters; and
- (c) To co-operate with the City in securing the elimination of unsafe or insanitary dwelling units required hereunder.

9. The City agrees to cause its officers in charge of appropriate departments to make reports to the Authority from time to time regarding:

- (a) The action taken by the City in the elimination or repair of unsafe or insanitary dwelling units hereunder;
- (b) The dates of such action;
- (c) The location of such dwelling units; and
- (d) The condition of such dwelling units which made them unsafe or insanitary.

10. The Authority agrees that it

will use its best efforts to develop low-rent housing projects as rapidly as possible and to operate and maintain such projects for families of low income. The Authority agrees to keep the City fully informed as to the status of such projects.

11. The Authority and the City agree that the elimination undertaken and required hereunder and the cost thereof shall be considered as a part of such projects.

12. The City agrees that the elimination required of it hereunder with respect to any particular project shall be completed within thirty-six (36) months after the date of the physical completion of such project.

13. The City agrees that, if it appears that existing legislation for the State of New Jersey is inadequate with respect to the elimination by municipalities of unsafe and insanitary dwelling units, it will co-operate with the Authority in attempting to obtain such additional legislation as may be necessary to assure full compliance with this Agreement.

IN WITNESS WHEREOF, The City of Newark, New Jersey, and the Housing Authority of the City of Newark, have respectively caused this Agreement to be duly executed

in triplicate as of the.....

day of, 19....

CITY OF NEWARK

By
Mayor.

(SEAL)

ATTEST:

.....
City Clerk.

HOUSING AUTHORITY OF THE
CITY OF NEWARK

By
Chairman.

(SEAL)

ATTEST:

.....
Secretary.

Section 3. That the Mayor and the Clerk of the City of Newark are hereby authorized to execute in triplicate a contract substantially in the form set forth in Section 2 hereof on behalf of the City.

Section 4. This Resolution shall take effect immediately.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to advertise for sale all properties that were in arrears on the first day of July, for the taxes of 1937 and prior thereto, and any delinquent assessments; and,

BE IT FURTHER RESOLVED, That the said Director of the Department of Revenue and Finance be

and he is hereby empowered to do any and all printing or advertising that may be necessary in connection with the said Tax Sale.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an order was made on June 7, 1938, by Luther A. Campbell, Chancellor of the State of New Jersey, upon the advice of John O. Bigelow, Vice Chancellor, in a cause pending in the Court of Chancery of New Jersey, between Edward T. Zuckerman, complainant, and Drug Service Exchange, Inc., Defendant, ordering and decreeing a distribution on Receiver's report and account; and,

WHEREAS, it appears that in accordance with said order there was directed to be paid, first, to the preferred creditor, The City of Newark, upon its claim \$36.90, in full satisfaction of its claim for personal taxes for the year 1938; and,

WHEREAS, copy of said order, as annexed hereto, has been served upon the City of Newark, and the check for \$36.90, in conformity therewith, payable to the order of Vincent J. Murphy, Receiver, has been tendered to The City of Newark, to carry out said order;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the charges appearing upon the books for taxes for the year 1938 for Drug Service Exchange, Inc., be cancelled,

and that said Vincent J. Murphy, Director of Revenue and Finance, be and he is hereby authorized to accept in full settlement thereof the check of the Receiver of said Drug Service Exchange, Inc., in the sum of \$36.90, and said Director of Revenue and Finance and those under him be and they are hereby authorized and directed to do any act necessary to effectuate said settlement and cancellation of taxes.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, an order was issued by Justice Parker of the New Jersey Supreme Court on October 16, 1936, for a summary investigation into the financial affairs of The City of Newark; and,

WHEREAS, Special Commissioner in the person of Warren Dixon, Jr., was appointed by the said Justice to conduct the investigation, and, with the concurrence of the said Justice, employed three counsel to assist him; and,

WHEREAS, upon the filing by the Commissioner of his report on October 11, 1937, application was made by said Warren Dixon, Jr., for an allowance of compensation for the services of himself and counsel and of expenses paid and incurred for and on account of said summary investigation into the financial affairs of

The City of Newark, as set forth in copy of petition; and,

WHEREAS, on October 23, 1937, Justice Parker, upon the application for the aforesaid compensation and expenses, approved the application for services of the investigator and counsel, and reserved decision in the matter of the expenses, all of which is contained in the memorandum by the Court; and,

WHEREAS, a subsequent memorandum by Justice Parker was filed in the Supreme Court, wherein Justice Parker allowed expense items in the amounts of \$4,871.03 and \$1,484.00, making a total of \$6,355.03, and Rule for which was entered in the Supreme Court on February 4, 1938; and,

WHEREAS, efforts to obtain a writ to review the said allowances by said Justice Parker have been unavailing, and whereas said Warren Dixon, Jr., William K. Flanagan, Harold A. Price and Andrew J. Steelman, have through William K. Flanagan, who has acted for all of them, threatened by letter of July 11, 1938, to enforce payment, and whereas contempt proceedings have been mentioned against each and all of the members of the Board of Commissioners, and whereas there has been received from the Corporation Counsel a letter supplementing his letter and opinion of June 8th, 1938, in which supplemental letter he has informed the Board of Commissioners that they need not risk the institution of contempt proceedings and that unless payment is made he believes from his conversations with William L. Flanagan and others that contempt proceedings are likely to be instituted and that because of the threats of enforcement payment under protest may now be made without chance of the incurring of personal liability on the part of the individual commissioners voting in favor of this resolution;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that under protest the sum of \$149,123.28 be and is hereby appropriated for the payment and satisfaction of the compensation for the services and expenses incurred by the Commissioner in the summary investigation into the financial affairs of The City of Newark by order of Justice Parker of the New Jersey Supreme Court, dated October 16, 1936, as contained in the rules determining costs and directing payment, entered on October 26, 1937, and February 4, 1938, and for the services of the following named persons and the respective amounts set opposite their names, and for the items hereinafter set forth:

Warren Dixon, Jr.	\$ 35,000.00
William K. Flanagan	30,000.00
Harold A. Price	30,000.00
Andrew J. Steelman	30,000.00
Expense Item	4,871.03
Expense Item	1,484.00
Official Stenographer	17,768.25
Total	\$149,123.28

and,

FURTHER RESOLVED, that the Director of the Department of Revenue and Finance be, and he is hereby, under protest, authorized and directed to pay to Warren Dixon, Jr., the said sum of \$149,125.28 for the purposes and according to the directions set forth in the rules made by Charles W. Parker, a Justice of the New Jersey Supreme Court, as above mentioned, provided, however, that the said Director of the Department of Revenue and Finance shall make no payment of the above mentioned sum, nor any part thereof, until he has been advised in writing by the Corporation Counsel of the City that said Corporation Counsel has obtained from Warren Dixon, Jr., William K. Flanagan, Harold A. Price, An-

drew J. Steelman, and from the official stenographer, warrants for satisfaction, releases, receipts, as well as all other documents deemed necessary by the Corporation Counsel for the protection of the City of Newark in connection with the payment of these moneys.

M. Ellenstein
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, New Jersey, that the Director of Revenue and Finance be authorized to engage Puder & Puder, Certified Public Accountants, to make the municipal audits of the accounts of the City of Newark, New Jersey, for the year 1938, at a cost not to exceed:

For the audit of the books and records of the City	\$ 12,500.00
For the audit of the books and records of the Water Department	1,350.00
For the audit of the books and records of the Pension Funds	1,000.00
For verifying outstanding tax balances by mail	1,600.00
Total	\$ 16,450.00
For planning, installing and supervising system revision, the cost not to exceed	4,000.00

Vincent J. Murphy
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Sam Stolz, of 1006 Bergen Street, Newark, New Jersey, did on June 17, 1938, file an application for a Plenary Retail Consumption License, with the Municipal Board of Alcoholic Beverage Control of the City of Newark, and did deposit the sum of Five Hundred Dollars (\$500.00) with the said Board at the time of the filing of the application; and

WHEREAS, Sam Stolz has withdrawn his application for the license as aforesaid; and

WHEREAS, there is now due and owing to the said Sam Stolz the sum of Five Hundred Dollars (\$500.00), the deposit paid by him;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of Five Hundred Dollars (\$500.00) be and the same is hereby ordered paid to the said Sam Stolz, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Sam Stolz the sum of Five Hundred Dollars (\$500.00), for the reason hereinbefore set forth.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Chez Paree, Inc., of 397 South Orange Avenue, Newark, New Jersey, did, on June 18th, 1938, file an application for a Plenary Retail Consumption License, with the Municipal Board of Alcoholic Beverage Control of the City of Newark, and did deposit the sum of Five hundred dollars (\$500.00) with the said Board at the time of the filing of the application; and

WHEREAS, Chez Paree, Inc., has withdrawn its application for the license as aforesaid; and

WHEREAS, there is now due and owing to the said Chez Paree, Inc., the sum of Five hundred dollars (\$500.00), the deposit paid by it;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of Five hundred dollars (\$500.00) be and the same is hereby ordered paid to the said Chez Paree, Inc., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Chez Paree, Inc., the sum of Five hundred dollars (\$500.00) for the reason hereinbefore set forth.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Willard M. Atherton, of 109 Grove Terrace, Newark, New Jersey, did on June 7th, 1938, file an application for the transfer of a Plenary Retail Consumption License No. D 117, from United Cigar Stores, Inc. 873 Broad Street, Newark, to Willard M. Atherton, 109 Grove Terrace; and

WHEREAS, Willard M. Atherton did deposit with the Municipal Board of Alcoholic Beverage Control costs for the affecting of said transfer; and

WHEREAS, Willard M. Atherton did on June 16, 1938, withdraw his application for the transfer of the aforesaid license, and is now entitled to a refund of the sum paid by him, namely, fifty-five dollars (\$55.00);

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of fifty-five dollars (\$55.00) be and the same is hereby ordered paid to the said Willard M. Atherton, and the Director of the Department of Revenue and Finance be and he hereby is authorized and directed to return to the said Willard M. Atherton the said sum of fifty-five dollars (\$55.00) for the reasons hereinbefore set forth.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Joel L. Schlesinger and Leo Flaster have submitted their bills to the City of Newark, for services and testimony rendered by each of them in connection with the mat-

ter of the assessment for the Opening and Widening of Haynes Avenue, and the Change of Grade thereof, with respect to property of Peter Gunne, located at 27-49 Haynes Avenue, Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the sum of \$425 is hereby appropriated to Joel L. Schlesinger, and the further sum of \$400 is hereby appropriated to Leo Flaster, in payment of said bills, respectively, and the Director of the Department of Revenue and Finance is hereby authorized and directed to make such payment.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Murphy offered the following resolution:

RESOLVED, that Resolution No. 2905, adopted by the Board of Commissioners on July 6th, 1938, appropriating the sum of Three thousand eight hundred and fifty dollars (\$3,850.00) to Berry Bros. on account of premium on surety bond covering various employees of the Department of Revenue and Finance be and the same is hereby rescinded.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, this Board, under Resolution No. 2833, adopted June 22, 1938, authorized the Director of the Department of Parks and Public Property to enter into lease with Peepay Corporation, for a period of 2½ years, from July 1, 1938; and,

WHEREAS, the Director of the Department of Parks and Public Property was unable to complete the details of said lease for execution as of July 1, 1938; and

WHEREAS, the said resolution provided, among other things, that the Tenant was to provide public liability insurance, in the amounts of \$25,000 and \$50,000; and,

WHEREAS, The City of Newark, during the time it conducted the market at the leased premises carried public liability insurance in the amounts of \$10,000 and \$20,000; and

WHEREAS, the tenant is not yet in possession of the premises, and has refused to sign the lease unless the condition of the public liability insurance shall be in the sum of \$10,000 and \$20,000 instead of \$25,000 and \$50,000; and

WHEREAS, the Director of the Department of Parks and Public Property signed the lease for and on behalf of the City of Newark for a period of 2½ years from July 15, 1938, and has agreed in said lease that public liability insurance to be carried by the tenant shall be in the sum of \$10,000 and \$20,000, instead of \$25,000 and \$50,000;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the action of the said Director of the Department of Parks and Public Property in signing the lease as of July 15, 1938, instead as of July 1, 1938, and providing in said lease for the carrying by the tenant of public liability insurance, in the amounts of \$10,000 and \$20,000, instead of \$25,000 and \$50,000, be and the same is hereby ratified and approved; and the resolution No. 2833, adopted June 22, 1938, be and the same is hereby modified accordingly.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a lease for the City of Newark with the New Jersey State Employment Service Division of the Unemployment Compensation Commission of the City of Newark for the first and second floors of the building known as 46 Franklin Street, Newark, for a period of three (3) months dating from July 15th, 1938, for a rental of \$393.50 per month; and

BE IT FURTHER RESOLVED, that the Law Department be and it is hereby authorized to approve the lease as to terms and form.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, it is deemed advisable that the seven Burroughs Moons-Hopkins machines in the preparation of the tax bills in the billing department be altered so that they can also be used for ledger posting purposes; and

WHEREAS, it is deemed advisable to keep the records of taxpayers' accounts on bookkeeping machine posted ledger cards instead of the manual records as presently maintained; and

WHEREAS, the addition of two more Burroughs Moons-Hopkins machines will greatly expedite the time within which the bills can be prepared, and will be required to keep the records posted currently throughout the year; and

WHEREAS, the Director of the Department of Revenue and Finance has reported that no adequate provision for the purchase of said machines was made in the Budget of said Department for the year 1938, and that the said purchase is necessary, and has declared the existence of an emergency requiring the purchase thereof;

It is hereby RESOLVED and the Board of Commissioners of the City of Newark declares the existency of an emergency, under Revised Statutes of 1937, 40:2-31; and

IT IS HEREBY RESOLVED, that the Board of Commissioners of the City of Newark, New Jersey, authorize the Director of Revenue and Finance

to enter into a contract for the purchase of two additional Burroughs Moons-Hopkins machines, and for the necessary repairs to the said seven Burroughs Moons-Hopkins machines, and the purchase of necessary ledger cards, ledger trays, ledger guides, stands and Housing cabinets at a cost not to exceed Twelve thousand dollars (\$12,000.00); and

BE IT FURTHER RESOLVED, that the firm of Puder & Puder be authorized to design the necessary forms, supervise the transfer of the necessary records and install the system required, so that it may function properly.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Revenue and Finance has recommended that it is advisable to maintain a complete Budget control over all items of expenses and revenues which can best be done through the use of Bookkeeping machines; and

WHEREAS, the Director of the Department of Revenue and Finance has reported that no adequate provision for the purchase of said machines was made in the Budget of said Department for the year 1938, and that said purchase is necessary, and has declared the existence of an emergency requiring the purchase thereof;

IT IS HEREBY RESOLVED, and

Board of Commissioners of the City of Newark declared the existence of an emergency, under Revised Statute of 1937, 40:2-31, and

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

BE IT FURTHER RESOLVED, that the Board of Commissioners of the City of Newark, New Jersey, authorize the Director of the Department of Revenue and Finance to enter into a contract for the purchase of two (2) suitable bookkeeping budgetary machines and the necessary ledger cards and trays required therefor at a total cost not to exceed five thousand dollars (\$5,000.00); and

BE IT FURTHER RESOLVED, that the firm of Puder & Puder be authorized to design the necessary forms and supervise the transfer of the necessary records and install the system required, so that it may function properly.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering horseshoes, tips, nails, pads and toe steel for use in the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. (DST) on such date as it shall in said advertisement designate.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Binder Stone, Hydrants, Valves and Tapping Sleeves, Paper Towels, Meats and Tires and Tubes, for the various Departments requiring same.

Bids to be received between the hours of 10:00 and 10:15 A. M. (DST) on such date as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering concrete units, for use in the Department of Public Affairs, also for street brooms and fibre for the same department.

Bids to be received between the

hours of 10:00 and 10:15 A. M. (DST) on such date as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of all labor and materials for the steamfitting work in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations; and

WHEREAS, George L. Dennis Co., Inc., bid the sum of Four hundred twenty-five dollars (\$425.00) for the steamfitting work in connection with the elimination of these existing fire hazards and such other work in connection with the City Hospital alterations, which has been accepted, being the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, New Jersey, that the contract for the steamfitting work in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations, be and the same is

hereby awarded to George L. Dennis Co. for the sum of Four hundred twenty-five dollars (\$425.00), and the Director of the Department of Public Works and the City Clerk are hereby authorized to execute on the part of the City of Newark, proper contract.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Director of the Department of Public Works, publicly solicited, received and opened proposals for the furnishing of all labor and materials for the plumbing work in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations; and

WHEREAS, Schrenell & Company bid the sum of Seven hundred seventy-six dollars (\$776.00) for the plumbing work in connection with the elimination of these existing fire hazards and such other work in connection with the City Hospital alterations, which has been accepted, being the lowest responsible bidder;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, New Jersey, that the contract for the plumbing work in connection with the elimination of the existing fire hazards and such other work in connection with the City Hospital alterations, be and the same is hereby awarded to Schrenell &

Company for the sum of Seven hundred seventy-six dollars (\$776.00), and the Director of the Department of Public Works and the City Clerk are hereby authorized to execute on the part of the City of Newark, proper contract.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering dry goods and household supplies, for the period of four months; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded in the amounts set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said dry goods and household supplies:

Approximately
Armour & Company\$ 556.84
B. I. Binder 816.70
Fisher Cohen Company 3,389.28

National Oil & Supply
Company 343.83
Sanifect Company 536.63
I. Simon & Sons 1,623.53
Unfried Barkhorn Company 506.50
C. G. Winans 525.81

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase solicited, received and opened bids for furnishing and delivering Chlorine, Anhydrous Ammonia, Bricks, Stone, Tile and Concrete Pipe; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

DOONER & SMITH CHEMICAL
COMPANY—Newark, N. J.

One (1) or more 100 lb. cylinders
Chlorine for delivery to Cedar

Grove, Charlotteburg, and/or to any point within twenty-five (25) miles of Newark where containers can be loaded @ .055 per lb. For delivery into City's truck at contractor's warehouse .05 per lb.

One (1) or more carloads (15 1-ton containers) Chlorine for delivery to Charlotteburg, N. J., @ \$2.67 per C. lbs.

CHARLES COOPER & COMPANY—
Newark, N. J.

Approx. 6,000 lbs. Anhydrous ammonia, for delivery into City's truck and/or for delivery to Charlotteburg, N. J. @ .14½ lb.

JOHN P. CALLAGHAN, Inc.—
Harrison, N. J.

Approx. 40,000 Common Building Bricks (Section 462 Bureau of Streets Standard Specifications) @ \$11.75 per M.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

Approx. 500 cu. yds. grade "1"¾ broken stone * @ \$1.40 cu. yd.
Note: 300 cu. yds. truck delivery to Asphalt Plant.

200 cu. yds. truck delivery to various streets throughout the City.
*Sec. 417 Bureau of Streets Standard Spec.

NEWARK CONCRETE PIPE COMPANY—
Newark, N. J.

Approx. 250 ft. 18" reinforced concrete pipe @ .85 foot.

Approx. 1,900 ft. 24" reinforced concrete pipe @ \$1.30 foot.

Approx. 585 ft. 36" reinforced concrete pipe @ \$2.60 foot.

LOCK JOINT PIPE COMPANY—
Ampere, N. J.

Approx. 225 ft. 30" reinforced concrete pipe @ \$1.75 foot.

Approx. 870 ft. 48" reinforced concrete pipe @ \$3.95 foot.

F. BOWDEN COMPANY—
Newark, N. J.

Approx. 1,000 ft. 12" tile pipe @ .594 foot.

ARMORED CONCRETE CORPORATION—
Newark, N. J.

Approx. 30 Standard State Highway Basin Heads @ \$45.00 each.

FLAMMER BROTHERS—
Newark, N. J.

Approx. 12 tons Alfalfa hay, No. 1 2nd cutting* @ \$24.50 ton.

Approx. 12 tons Alfalfa hay, No. 2 2nd cutting* @ \$23.90 ton.

*The City of Newark reserves the right to purchase against the above mentioned items in an aggregate amount not to exceed the total amount shown for each item.

F. H. RYAN, Inc.—
Newark, N. J.

Approx. 940 bags No. 2 Old Oats (75 lb. ea.) No. 2 Minimum 36 lb. to bu. @ .96 bag.

Approx. 80 bags Domestic Bran, pure (100 lbs. each) @ \$1.30 bag.

Approx. 48½ tons No. 1 Timothy Hay, old, large bales @ \$17.50 ton.

Approx. 7½ tons Long Rye Straw, large bales @ \$18.00 ton.

Approx. 20 tons Chamberlin's Special Feed with corn @ \$38.00 ton.

Approx. 14 bags Chamberlin's special feed with corn (100 lbs. each) @ \$1.90 bag.

Approx 9 tons G. L. F. 18% dairy feed @ \$32.00 ton.

Approx. 3 bbls. English lump Rock Salt @ 0.15 lb.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

RESOLVED, by the Board of Commissioners of The City of Newark, that Meyer C. Ellenstein, Director of the Department of Public Affairs, be and he hereby is authorized and directed to execute and file an application on behalf of The City of Newark to the United States of America for a grant to aid in financing the reconditioning of the Doremus Avenue Bridge, and that James W. Costello, Chief Engineer of the Department of Public Affairs, be and he hereby is authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk read the application of P. J. Pellecchia, Jr., (Warranty B. & L. Assn., owner); for the construction of stores in a second residence district; premises 374-378 North Twelfth Street.

The City Clerk read the following communication:

Law Department

Newark, N. J., July 13, 1938.

Board of Commissioners of
The City of Newark.
Addressed.

Gentlemen:—

Re: Application for Zoning Change,
374-378 North 12th Street

Pursuant to communication of June 27, 1938, I have examined the memorandum of fact and law submitted by Judge Sweeney in connection with the above matter, and have also examined the transcript of the record of the meetings of the Board of Adjustment at which this matter was discussed, and also the minutes of the City Commission in reference thereto.

I find that there was considerable discussion by the applicant and the opponents, and some testimony taken before the Board of Adjustment, and that members of the Board of Adjustment viewed the property in question and the surrounding neighborhood prior to making their recommendation to your Honorable Board. It appears from the records of the City Commission that there was considerable discussion and statements made by the parties interested in this application.

Judge Sweeney, in his brief, quotes several cases, and in particular the

case of FONDA v. O'DONOHUE, 109 New Jersey Law, 584.

In that case, the Court set aside the action of the Commissioners of the City of Orange, who recommended and approved an exception to the Zoning Ordinance, because the Court found that no legal evidence had been presented to either the Board of Adjustment or to the City Commission, to establish the facts which were made prerequisites of such exercise of power by the statute and ordinance.

In the present case, however, there is considerable evidence which was taken by both the City Commission and the Board of Adjustment.

In the case of DE VITO v. PEAR-SALL, 115 Law 323, the Supreme Court said:

"The lack of municipal authority to create residence zones, and with reasonable regards for an actually existing status to shield those areas from the intrusion of commercial structures, was, as we apprehend, one of the evils which the electorate conceived to exist in the old law and purposed to remedy in the amendment and the ancillary legislation. * * * * * It is by no means fanciful, we believe, that the general welfare of a community is materially served by preserving a neighborhood to the uses to which it may most advantageously be placed."

In the case of GABRIELSON v. GLEN RIDGE, 176 Atlantic 676, Mr. Justice Donges, speaking for the Supreme Court, said:

"There was testimony from a number of persons called by both sides, the general effect of which was that by reason of the adjacent business properties, the lands

of the owners could not be advantageously used for high price dwellings, such as would be required on land of such value in order to make adequate return on the value thereof. We do, however, deem this to be a controlling factor in a case of this sort. The question is, whether the restriction imposed is arbitrary and unreasonable, and without substantial relation to public health, safety, morals, or the general welfare of the community."

In the case DURKIN LUMBER CO. v. FITZSIMMONS, 106 Law, 183, the Court said:

"* * * * * The reasoning of the case clearly demonstrated and the opinion concisely held that the ordinary use of property is not authorized by the general welfare clause of the statute to be prohibited because repugnant to the sentiments or desires of a particular class residing in the immediate neighborhood thereof, but only because such use is detrimental to the interests of the public at large."

In the case of AMON v. RAHWAY, 117 Law 589, Mr. Justice Parker, in quoting the Zoning Act of 1928, held that the powers of the Board of Adjustment included the right to recommend to the governing body a relaxation of the ordinance as to lands outside the 150 feet and abuttal limitations.

Justice Parker also held that "the statute does not require that sworn testimony of witnesses be taken."

From my examination of the law and the facts in connection with this application, it is my opinion that your Honorable Board has a substantial amount of information, through the testimony and otherwise, on which to base your decision for approval or disapproval of the recommendation of

the Board of Adjustment, keeping in mind at all times that arriving at your conclusion, you must consider the effect of your action upon the public health, safety, morals and general welfare of the community.

Respectfully submitted,
T. M. Kane,
Assistant Corporation Counsel.

Mr. Sidney Simandl: Before voting on this matter, Mr. Mayor, I presented at the beginning of the hearing before the City Commission these pictures which were examined by all of the Commissioners, and I would like to have them made a part of the record in this case. The pictures are taken, one view east and one west, and indicate the various premises on the street.

Mayor Ellenstein: Is there any objection? My query was made to the City Commission as to whether there was any objection to that procedure.

(Two photographs marked Exhibits P-1 and P-2 respectively.)

Russell Rankin, being duly sworn according to law on his oath, testified as follows:

Direct examination by Mr. Simandl:

Q. Mr. Rankin, are you clerk of the Board of Adjustment of the City of Newark? A. I am.

Q. And as such clerk have you in charge all of the records of that board? A. Yes, sir.

Q. Will you please turn to your records and let me know whether you have application 129-36 U covering premises 307 First Avenue, applicant Flora Donato?

A. Yes, I have.

Q. And using that file, will you

tell me what the application was for? A. It was for the construction of a store at 307 First Avenue and 381 North 12th Street. That was the two corner address.

Q. Was that a second residential district? A. Yes.

Q. Zoned as a second residential district? A. Yes.

Q. And the applicant made application for stores in this district? A. That is correct.

Q. Will you tell me the action of the Board of Adjustment and the date? A. This matter was approved by the Board of Adjustment on October 7, by a vote of three to one.

Q. What year? A. 1936.

Q. And later, was the matter brought before the City Commission? A. Yes.

Q. And what was the vote there? A. It was granted by the Board of Commissioners October 28, 1936.

Q. And have you the resolution and vote of the Commission?

A. That resolution was approved by the vote of Directors Franklin, Ellenstein and Minisi.

Q. And was Commissioner Duffy present and voting or was he absent? A. I wouldn't know that.

Q. He did not vote? A. His name is not on the resolution.

Q. And was the application—the records of that application or the applicant's permit reversed by the Supreme Court or not, do you know? A. I think not.

Q. It was not? A. I think not.

Q. And is the decision in that case, Russo vs. City of Newark found in 192 Atlantic, page 430? A. I have no record of that.

Q. (Mr. Simandl shows volume of Atlantic Reporter to witness). A. The Atlantic Reporter shows that is the correct citation on that.

Mr. Simandl: That is all.

Mayor Ellenstein: Do you want to ask any questions?

Mr. Sweeney: Mr. Mayor, in order that the two lawyers on the Board won't think I am completely asleep, I move, first of all, that the testimony all be stricken out, on the ground that it was absolutely irrelevant to this particular application. But assuming that that motion will be denied, I do want to ask Mr. Rankin a few questions, because as I understand Mr. Rankin's testimony, it would appear that this Board voted to concur in the resolution as to Donato; that there was a certiorari taken and that the certiorari was dismissed upon its merits.

Mr. Simandl: Without prejudice.

Mr. Sweeney: Without prejudice. Now then, those of you who are on the Board know, of course, before I go into this examination that the Board concurred upon condition that the Court of Chancery found that there had been such a change in the character of First Avenue that the restrictions which were upon the Donato property restricting the use of that property to residents until 1953, that the change would be such that restrictions would not be enforced. And I want to bring out the fact that Mr. Rankin has in his files in that case the opinion of Vice Chancellor Bigelow after a full hearing holding that there had been no such change; that the restrictions should be en-

forced; and that therefore, he could not build, and it was on that account that there was never any hearing before the Supreme Court on the certiorari case.

Cross-examination by Mr. Sweeney:

Q. Now, Mr. Rankin, will you be good enough to tell the Board if your records show if there was a condition attached to the resolution of concurrence in the Board of Adjustment recommendation as to the Donato property, and if so, what conditions your records show?

A. On the Board of Commissioners resolution?

Q. Yes. I think Mr. Commissioner Franklin, as I recall, offered the--
A. Well, I shall read the whole resolution?

Q. Yes. A. "Whereas, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer, the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

"Application of Fred C. Kern (Flora DiDonato, owner) for the construction of a store; premises 307 First Avenue; subject to conditions contained in minutes of meeting October 28, 1936, as follows:

"That the decision on matters now pending before the Chancery Court be that there was an abandonment of the covenants.

"And the matter having been considered by this Board;

"It is resolved, by the Board of Commissioners of the City of Newark, that said recommendations of the

Board of Adjustment be and the same are hereby approved."

Q. Have you a copy of Vice Chancellor Bigelow's opinion upon final hearing? A. Yes, I have that.

Mayor Ellenstein: I will entertain some kind of a motion. Has any commissioner any motion to offer?

Mr. Simandl: Isn't there a standing motion that zoning matters be approved? Isn't that the standing motion of the Commission?

Mayor Ellenstein: No. There is a motion made to either approve or disapprove.

Commissioner Franklin: To bring it before the Commission, I move that we concur in the motion of the zoning Board.

Mayor Ellenstein: Is there a second to that motion? I cannot second it myself.

Mr. Simandl: Hasn't the Mayor the right to second the motion under the circumstances?

Mayor Ellenstein: No.

Commissioner Duffy: I move you that we do not concur in the action of the Board of Adjustment.

Mayor Ellenstein: Is there a second to that motion?

Commissioner Byrne: I second the motion.

Mayor Ellenstein: A motion has been made and seconded that the action of the Zoning Board be not concurred in. All in favor of that motion will signify by saying aye; contrary no. The Clerk will call the roll.

Roll call: Commissioners Byrne

and Duffy voted aye; Commissioner Franklin and Mayor Ellenstein voted no; Commissioner Murphy not voting.

The City Clerk: A deadlock. Two to two, Commissioner Murphy not voting.

Mayor Ellenstein: We will have to get a legal opinion on that. I think the ruling is—I am not certain about it, I hesitate to even offer an opinion—that it is a favorable one. That is the general rule, isn't it, Judge?

Mr. Sweeney: Two votes?

Mayor Ellenstein: Where it is deadlocked it is usually a favorable vote.

I will entertain a motion, in view of the fact there is a deadlock, which I do not believe I have experienced before—I will entertain a motion that action on this be deferred until an opinion be obtained from the Law Department as to the effect of a deadlock vote.

Commissioner Duffy: I so move you.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

(At this time Commissioner Duffy left the meeting.)

The following communication was received and read:

Board of Adjustment

Newark, N. J., July 12, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*42 Elm Road; Donato Quagliato; renewal of permit for retail ice depot; such use to be limited to the period of two years ending June 27, 1940;

*108-112 Academy Street (111-113 Bank Street); James F. Connorton; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 18, 1939;

*119 Bergen Street; Alfredo Adinolfi; renewal of permit for retail ice depot; such use to be limited to the period of two years ending July 2, 1940;

7 Avon Avenue; Aarno Company, Inc.; in a 2nd business district a woodworking shop and storage of sash, doors, trim, lumber, etc.; such use to be limited to the period of two years;

136-40 North Seventh Street; Abe Lipstein; in a 2nd business district the establishment and operation of an automobile parking station; on condition that an iron fence be placed along the north and south sides of the property and along the street except at the

driveways, said driveways to be not more than eighteen feet wide; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year from date of approval by Board of Commissioners:

*450 South Sixteenth Street; Tom Mariano; renewal of permit for retail ice depot; such use to be limited to the period of two years ending July 25, 1940;

55-57 Commercial Street; Abe D. Lipetz; in a 1st industrial district the establishment and operation of an automobile parking station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year from date of approval by Board of Commissioners; (No objectors);

*9-13 Bleeker Street; Joseph Menza; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 17, 1939;

*31 North Fourteenth Street; Joseph Romano; renewal of permit for retail ice depot; such use to be limited to the period of two years ending July 11, 1940;

309-335 Carnegie Avenue; Jack R. Eisler; in a 2nd industrial district the re-establishment of a gasoline station; such use to be limited to the period of eight years from date of approval by Board of Commissioners.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of July 13, 1938.)

Received, copy to be sent to each

Commissioner and further action postponed to July 20, 1938.

Commissioner Franklin: I move the rules be suspended in the cases of renewals.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Donato Quagliato, owner; for the renewal of permit for retail ice depot; premises 42 Elm Road; such use to be limited to the period of two years ending June 27, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of The City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of James F. Connoton, owner; for the renewal of permit for automobile parking station; premises 108-112 Academy Street (111-113 Bank Street); such use to be limited to the period of one year ending July 18, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Alfredo Adinolfi (Alfredo and Elisa Adinolfi, owners); for the renewal of permit for retail ice depot; premises 119 Bergen Street; such use to be limited to the period of two years ending July 2, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Tom Mariano (Howard Savings Institution, owner); for the renewal of permit for retail ice depot; premises 450 South Sixteenth Street; such use to be limited to the period of two years ending July 25, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Menza (National Commercial Title & Mortgage Co., owner); for the renewal of permit for automobile parking station; premises 9-13 Bleeker Street; such use to be limited to the period of one year ending July 17, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Romano (Olive Van Seggern, owner); for the renewal of permit for retail ice depot; premises 31 North Fourteenth Street; such use to be limited to the period of two years ending July 11, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Mayor Ellenstein: The other zoning

matters will take the usual course and be deferred until next Wednesday.

MONTHLY REPORTS OF INTER-DEPARTMENTAL DEPARTMENTS.

The following Inter-departmental Departmental reports for the month of June, 1938, were received and ordered filed:

City Clerk.

Corporation Counsel

Board of Adjustment.

Municipal Board of Alcoholic Beverage Control.

Department of Central Purchase.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY
JOSEPH M. BYRNE, Jr.
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., July 19, 1938.

A Special Meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk read the call for the special meeting as follows:

THE CITY OF NEWARK,
NEW JERSEY
Meyer C. Ellenstein,
Mayor.

July 18, 1938.

Mr. Harry S. Reichenstein,
City Clerk,
Newark, N. J.

Dear Mr. Reichenstein:

Will you kindly call a special meeting of the City Commissioners for Tuesday morning, July 19th, at 11 A. M., for the purpose of discussing W. P. A. and any other matters.

Very truly yours,
Meyer C. Ellenstein,
Mayor

Ordered filed.

Mayor Ellenstein: There are other matters to come to the attention of the Commission. It might be well to enumerate them in strict compliance with the law. After that, a motion would then be in order to extend this meeting to embrace those subjects be-

fore it. I will have the resolutions presented at this meeting and then we can proceed.

Mayor Ellenstein: The City Clerk will read the resolutions that have come to the attention of the Commission.

The City Clerk: Mr. Mayor, aside from the W. P. A. matters there are these matters to be brought before the Board of Commissioners for their consideration: A resolution designating William L. Fox as acting Director in your absence; an emergency resolution appropriating \$12,000 for the purchase—

Mayor Ellenstein: First, there is a rescinding resolution. It is marked 1, 2 and 3.

The City Clerk: There are resolutions rescinding resolutions 2987 and 2988.

Mayor Ellenstein: It might be well to explain them. These resolutions rescind the two resolutions passed at the last regular meeting of the City Commission appropriating \$15,000 and \$2,000, respectively, for equipment in the office of the Director of Revenue and Finance. The Princeton Survey bill was passed by the last Legislature, and after carefully going into it by the Law Department it was found they were not in strict compliance with the law, and therefore, the resolutions passed last Wednesday are being rescinded by these two resolutions and another resolution substituted in which the Princeton Survey Bill is followed.

The City Clerk: Then there are two resolutions appropriating those sums

of money, \$12,000 and \$5,000, and a resolution which appropriates a portion of the expenses of the Mayor's trip as a member of the Aviation Commission. There is an appropriation resolution for payroll in the interdepartmentals; a payroll resolution of the Mayor's Department, and a payroll resolution in the Department of Public Safety.

Mayor Ellenstein: A motion would be in order that these matters be considered as part of this special meeting.

Commissioner Duffy: I so move you, Mr. Mayor.

Commissioner Murphy: I second it.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Here is a letter I have from Mr. Malmstrom, who is Branch Manager of the W. P. A., and I will ask the City Clerk to read it.

The City Clerk then read the communication as follows:

WORKS PROGRESS
ADMINISTRATION
New Jersey
17 William Street,
Newark, New Jersey

July 15, 1938.

Meyer C. Ellenstein, Mayor,
Newark, New Jersey.

Dear Mayor Ellenstein:

During the past two months officials of the Works Progress Administration have attended conferences

and meetings with the Board of Commissioners concerning projects sponsored by the City of Newark, attempting to impress upon the Commissioners the importance of the City making available their proportionate share of sponsors funds to maintain in employment the relier clients of the City of Newark now working on City sponsored projects. Because of the vital importance of this matter to the City of Newark it was assumed by the Works Progress Administration that a resolution would be passed before this for a bond issue to cover the amount of the sponsors contribution estimated by the Commissioners to be necessary to at least carry along the present program until December 31st, 1938. To date this has not been done.

Inasmuch as these projects cannot be prosecuted unless the City of Newark supplies the necessary funds for the material and equipment set up as their share of this work in the project proposal the Works Progress Administration has no other alternative than to delete from the employment rolls the following number of persons on the dates listed below:

Project No. 649-7—71 persons on July 23, 1938.

Project No. 2678-7—465 persons on July 27, 1938.

Project No. 3531-7—5,300 persons on July 30, 1938.

Project No. 2967-7 North 7th Street Water Main is not included in the above listing because it is our understanding that an immediate emergency appropriation will be made to prevent the suspension of this project and the return of six hundred and thirty (630) people back to relief. In the event the emergency appropriation is not forthcoming these men will be released on July 23rd, 1938.

It is requested that you advise this office not later than Thursday, July 21st, 1938, as to what action you intend to take in this matter so that the Works Progress Administration can make the necessary arrangements to separate these relief clients from our rolls, if your decision so warrants.

C. P. Malmstrom,
Branch Manager.

Ordered filed.

Mayor Ellenstein: Of course, the City Commission can see the importance of this. By the end of this month, unless more funds are appropriated to carry these projects forward to the end of the year there will be approximately 7,500 to 8,000 men that will be returned to the relief rolls. The Water project, upon which work is already stopped, it was necessary for us to withdraw equipment from that project which cost the City \$200 a day, because we had no funds whatsoever, and we could not take any money out of revenue. So it was necessary to have the project at a standstill and those men have been distributed on other projects. Unless that goes forward there will be 650 men returned to relief rolls immediately.

As I understand, there is a bond ordinance being introduced on that \$85,000. The other requires the Department of Public Affairs without giving consideration to those other projects that were discussed on at least two occasions, with the W. P. A. and with which the Commissioners are familiar, that would embrace \$700,000, made up of \$125,000 for sewers; that would be to the end of the fiscal year, and \$250,000 for the street project which employs — how many men?

The City Clerk; 5,300.

Mayor Ellenstein: 5,300 men, that is \$250,000. Originally the request was made that \$500,000 be appropriated by the City, and it was estimated by the engineers that we could do it for \$300,000 to the end of the year, and we cut it down to \$250,000. There would be \$200,000 for the Water projects and \$125,000 for the Airport project. Now, exclusive of the \$125,000 the W. P. A. has insisted upon a \$133,000 additional contribution. I took it up with Mr. Audrey Williams, Federal Deputy Administrator in Washington, and Colonel Mahaffey, and have consulted with local W. P. A. officials, and they have devised a plan by which some portion of that project the money to be diverted to the hangars so that could be completed. Those four small hangars demolished, and then the City would begin to receive some revenue from rental of the hangar as well as the Administration Building. The recommendation has gone to the Regional Director in Philadelphia. From there it will go to Washington. I hoped we could get that matter adjusted, and also the matter of the swimming pools, before tomorrow, but I received a telegram today from Harry Hopkins, Federal Administrator, in which he says that it has not reached Washington as yet, it is in the hands of the Regional Director; and if it does, it will receive prompt action.

Commissioner Murphy: That is the swimming pools?

Mayor Ellenstein: No, that is on the hangar. On the swimming pools, I have one letter which bears out the confidence that I have that the swimming pools under P. W. A., exclusive of the commitments by contract that the City has already made, can be finished for less than \$500,000. That is exclusive. It would seem to me a wise policy for the Commission to pursue would be to pass the ordin-

ance which will come up tomorrow for \$500,000. It could be amended that section appropriating \$700,000 could be amended to \$500,000, and then bonds issued, and these contractors who have been waiting patiently and diligently for that portion of the payment to which they are rightfully entitled, paid out of that, and at the same time the bond issue go forward. There was a resolution introduced authorizing me to make such an application to the P. W. A., as well as an application for a P. W. A. project on the Doremus Avenue Bridge. It seems that is the course that ought to be followed, the ordinance amended to appropriate \$500,000. And I have a letter, too, from the representative of the—

The City Clerk: It must lay over one week on an amendment.

Corporation Counsel O'Brien: You won't have to readvertise on that.

The City Clerk: You will have to readvertise and lay it over one week.

Mayor Ellenstein: If there is a material change.

Corporation Counsel O'Brien: I don't think where you are reducing the amount like that, that is not such a material change as would affect it. If you were increasing the amount it would be a material change. But you are not increasing it. We will check with the bond attorney.

Mayor Ellenstein: At any rate, an ordinance is being prepared on the \$85,000 which is an emergency, to continue the project, to keep the 630 men employed.

Commissioner Murphy: What is that? Water?

Mayor Ellenstein: Water. That project has stopped already.

Commissioner Murphy: Are there two water projects?

Mayor Ellenstein: Yes, there is a main project of \$200,000, and there is the \$85,000.

Commissioner Murphy: The main project is now under operation?

Chief Engineer Costello: Stopped July 8th on our part.

Commissioner Murphy: The one you want the \$200,000 for?

Chief Engineer Costello: That is right.

Commissioner Murphy: When did the other one stop?

Chief Engineer Costello: The other one only has .71 working on it. That stopped Friday.

Commissioner Murphy: That puts how many men to work?

Chief Engineer Costello: 850, I think.

Commissioner Murphy: That is the \$85,000 project? Does that run to the end of the year?

Mayor Ellenstein: To the end of the year.

Commissioner Murphy: What is this \$200,000? Is that to the end of the year?

Chief Engineer Costello: That is all the projects to the end of the year, all the water works.

Commissioner Murphy: How many men are employed on it?

Chief Engineer Costello: 850, I think it is. When you get the full

quota. They want us to take care of 2,000.

Commissioner Murphy: In other words, 850 to the end of the year?

Chief Engineer Costello: That is right.

Mayor Ellenstein: How many will that employ?

Chief Engineer Costello: If we get all this money we will take care of 2,000 men on the water main alone.

Commissioner Murphy: You mean this \$285,000.

Chief Engineer Costello: \$285,000 altogether.

Commissioner Murphy: To the end of the year?

Mayor Ellenstein: All these are predicated on going to the end of the year. Now, the \$250,000—

Commissioner Murphy: Let us go down the line, one after another and clear anything we have in our minds. Where is Commissioner Byrne?

Mayor Ellenstein: Suppose you read those resolutions in the meantime?

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Twenty-five dollars and forty cents (\$25.40) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Affairs, as follows:

City Sundries (carfare)\$25.40

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-five Thousand Six Hundred Ninety-three Dollars and Ninety-one cents (\$45,693.91) be and the same hereby is appropriated to the persons named, as per certified list attached being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll period July 1st-July 15th, 1938, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	4,255.81
Bureau of Lighting	420.00
Bureau of Streets	2,883.15
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,219.08
Bureau of Surveys	2,939.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,663.38
Street Construction	2,224.96
Newark Labor Relations	
Board	238.33
Bureau of Docks	857.50
City Railway	854.16
	<hr/>
	\$ 45,693.91

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Twelve Thousand One Hundred Twenty-one Dollars and Forty-seven Cents (\$12,121.47) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-Departmental Department from July 1st to July 15th, 1938, as follows:

Law Department	\$ 3,811.62
City Clerk	3,054.07
Election Bureau	365.00
First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment	460.00
Central Purchase	2,147.48
	<hr/>
	\$ 12,121.47

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Two Hundred Twenty-five Thousand, Five Hundred Fifteen Dollars and Forty-six Cents (\$225,515.46) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from July 1st to 15th, 1938:

Director's Office	\$ 916.66
License Division	717.57
Building Division	3,137.47
Electrical Bureau	1,897.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	83,193.48
Police Division	133,295.44
	<hr/>
	\$225,515.46

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, the Director of the Department of Public Affairs, and the Mayor of The City of Newark, has been appointed by the United States Conference of Mayors to make a survey of the administration and financing of European Airports, together with certain other person or persons designated, and

WHEREAS upon completion of the said survey the said Meyer C. Ellenstein is to report to the said United States Conference of Mayors and to the Congress of the United States, either directly or through the Civil Aviation Authority created under the McCarran-Lee Bill concerning the administration and financing of airports; and,

WHEREAS, the said Meyer C. Ellenstein has been active in attempting to secure Federal aid and assistance and sponsorship in the financing of the Newark Airport, and

whereas it is believed that the survey to be conducted and the report to be made will be of material assistance in securing from the United States Government funds to finance and maintain the Newark Airport, and whereas the Newark Airport has been forced to rely for its maintenance in part upon funds raised by the general tax levy, and whereas if this burden is assumed by the United States Government there would be saved to the taxpayers of the City of Newark many thousands of dollars, the cost of maintenance of said Airport being in excess of \$200,000 a year, and the revenues received therefrom being insufficient to provide for said maintenance; and,

WHEREAS the Board of Commissioners of the City of Newark deem it advisable that the said Meyer C. Ellenstein make such survey and report to the end that the position of the City in the financing of the Airport may be made clear to the Government of the United States to the end that such Government will provide funds for the maintenance of the Newark Airport, which is essentially a national institution,

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the sum of \$1,500.00 be, and the same is hereby appropriated to the said Meyer C. Ellenstein for the purpose of defraying a portion of the expenses of such trip and such survey.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Nay. Commissioner Byrne.

Commissioner Murphy offered the following resolutions:

BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that Resolution No. 2987, adopted July 13, 1938, be and the same is hereby rescinded.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that Resolution No. 2988, adopted July 13, 1938, be and the same is hereby rescinded.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an emergency has arisen with respect to the altering of seven (7) Burroughs Moons Hopkins machines now used in the preparation of tax bills in the billing departments, so that they can also be used for ledger posting purposes; and,

WHEREAS, it is deemed advisable to keep the records of taxpayers' ac-

counts on bookkeeping machine posted ledger cards instead of manual cards as presently maintained; and,

WHEREAS, the addition of two more Burroughs Moons Hopkins Machines will greatly expedite the time within which bills can be prepared and will be required to keep the records posted currently throughout the year; and,

WHEREAS, no adequate provision was made in the 1938 budget for the aforesaid purpose; and,

WHEREAS, R. S. 40:2-31 provides for the creation of an emergency appropriation for the purpose aforementioned; and

WHEREAS, the total amount of emergency appropriations created, including the appropriation to be created by this resolution, is \$12,000.00, and 3% of the total current operating appropriations in the budget for 1938 is \$437,008.80;

1. NOW, THEREFORE, BE IT RESOLVED, That an emergency appropriation be and the same is hereby made pursuant to R. S. 40:2-31 (1) in the total amount of Twelve Thousand Dollars (\$12,000.00);

1. (a) BE IT FURTHER RESOLVED, that said appropriation shall be provided in full in the 1939 Budget;

1. (b). BE IT FURTHER RESOLVED, That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an emergency has arisen with respect to maintaining a complete budget control for all items of expenses and revenues; and,

WHEREAS, it is deemed advisable that this can best be done by the use of bookkeeping machines; and,

WHEREAS, no adequate provision was made in the 1938 Budget for the aforesaid purpose; and,

WHEREAS, R. S. 40:2-31 provides for the creation of an emergency appropriation for the purpose aforementioned; and,

WHEREAS, the total amount of emergency appropriations created, including the appropriation to be created by this resolution, is \$17,000.00, and 3% of the total current operating appropriations in the budget for 1938 is \$437,003.08;

1. NOW, THEREFORE, BE IT RESOLVED, That an emergency appropriation be and the same is hereby made pursuant to R. S. 40:2-31 (1) in the total amount of Five Thousand Dollars (\$5,000.00);

1. (a) BE IT FURTHER RESOLVED, that said appropriation shall be provided for in full in the 1939 Budget;

1. (b) BE IT FURTHER RESOLVED, That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, has been appointed by the United States Conference of Mayors to make a survey of the administration and financing of airports in different countries in Europe, and to report to said Conference, and to the Civil Aviation Authority, and through it to the Congress of the United States, and

WHEREAS these duties, which will reflect to the credit and welfare of the City of Newark, will result in said Meyer C. Ellenstein being out of the said City for a period of time commencing July 20, 1938,

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that William L. Fox, Deputy Director of the Department of Public Affairs, be, and he is hereby designated Acting Director of the Department of Public Affairs of the City of Newark during the absence of the said Meyer C. Ellenstein, Director as aforesaid, and as such Acting Director said William L. Fox is hereby invested with all power, authority and duties possessed by and imposed upon said Director of Public Affairs.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: While you were out of the room, Director, we were discussing the—I think we ought to take up the matter of the swimming pools. Of course, under the bond ordinance it is necessary to have four votes, and I won't be here for the next few weeks. There isn't any doubt there is a resolution authorizing the application to the PWA to complete the swimming pools under a PWA project. I have signed the application in blank. The plans and specifications are all drawn and it should not take more than two weeks, and I have an estimate here that it will come within \$500,000. Now, unless you are all in accord, the four commissioners, obviously, you are not going to solve the problem.

Commissioner Byrne: Is that WPA?

Mayor Ellenstein: PWA.

Commissioner Byrne: To be done with contract labor?

Mayor Ellenstein: Yes, to finish it with contract labor.

Are you in accord with that?

Commissioner Byrne: Yes.

Mayor Ellenstein: The suggestion is made to reduce that to \$500,000 based upon the estimate of the contractors' association, and even if we don't receive any grant on the mechanical contract we will receive a grant on the difference between \$240,000 and we are obligated under our contracts, which will take it under the \$500,000 mark. Then when the bonds are issued, the payments that these contractors are entitled to, can be made as soon as the bonds are issued.

Commissioner Murphy. That includes, I understand, architects' fees; the whole thing is roughly estimated to come to \$500,000.

Mayor Ellenstein: I told Mr. Douglas to get a detailed estimate and he submitted that to me, and he said it is considerably below \$500,000.

Commissioner Murphy: I hope so.

Mayor Ellenstein: That is a contract.

Commissioner Murphy: I know. They told me they estimated it would. That is, with the WPA grant coming into the picture. Of course, whatever it will be above the \$500,000 won't do. I mean, if it was a question we were turned down there.

Mayor Ellenstein: Without any PWA grant?

Commissioner Murphy: Yes. It was a little over \$500,000. We would have to then issue bonds for the bond ordinance, wouldn't we?

Mayor Ellenstein: Yes.

Commissioner Murphy: We will have to issue another bond ordinance then if it was under 30' or 40—

Mayor Ellenstein: The point now is to issue your bonds to pay your contractors what they are entitled to have up to this point and then proceed with your PWA grant.

Commissioner Murphy: Go ahead.

Mayor Ellenstein: There is another ordinance that we discussed which is being drawn now, and that is appropriating \$85,000 to complete a project which has stopped entirely and employs 630 men.

Commissioner Byrne: Which one is that, North Seventh Street?

Chief Engineer Costello: Seventh Street. That is a 48-inch main, stopped on July 8.

Commissioner Byrne: Didn't we have some discussion on that, whether that cost twice as much as the one that employs twice as many men?

Chief Engineer Costello: For the completion of the section we are now doing. Then it was discussed on the extension whether it should be PWA if we had enough city projects to take care of this.

Commissioner Byrne: You need \$80,000?

Chief Engineer Costello: \$85,000 to complete this.

Mayor Ellenstein: That ordinance is being prepared because it employs 630 men taken off the relief rolls.

Commissioner Byrne: I was confused on that.

Mayor Ellenstein: I am talking on that independent of the other projects. Now, you might read that letter. Were you here when that letter was read from Mr. Malstrom?

Commissioner Byrne: Yes.

Mayor Ellenstein: The other things in this department we discussed on several occasions, all these projects will fold up by the end of the month. One employs 5,300 men, street projects for which we need \$250,000. Originally, the WPA expected us to appropriate \$500,000 to the end of the year, and the engineers cut it down to \$300,000, estimating they could carry on to the end of the year. Now it is down to \$250,000. Then sewers, \$125,000 and a water project of \$200,000. Both water projects of \$200,000 and \$85,000 will employ 2,000 men. All these projects amounting

to \$700,000, how many men will they employ?

Chief Engineer Costello: For the balance of the year they will take care of 10,000 including the Airport. The WPA wants to get it up to 13,000.

Mayor Ellenstein: This program only calls for 10,000.

Chief Engineer Costello: For the balance of the year.

Mayor Ellenstein: That does not include the incidental projects that we have discussed on at least two occasions at some length. But these projects will come to an end by the end of this month unless the money is appropriated, and, of course, it requires four votes in the Commission to pass a bond ordinance.

Commissioner Murphy: Well, you have already discussed the two water main projects, the airport and the sewers. The Airport, I want to clarify that; I haven't that clear in my mind yet. The \$125,000, that is not for the hangar?

Mayor Ellenstein: \$60,000 of the \$125,000 is for the completion of the hangar under the supplemental application made in July, 1936. The rest of it is for the balance of the project. Now, they have asked for \$133,000 additional.

Commissioner Murphy: For the balance of the air hangar?

Mayor Ellenstein: For the expansion of the entire airport project. That is the demolition of the four hangars and all the necessary—

Commissioner Murphy: That is \$125,000. Where does this other item of \$133,000 come from?

Mayor Ellenstein: That is what they want for the completion of the hangar.

Commissioner Murphy: Besides the \$125,000?

Mayor Ellenstein: Yes. And we are objecting to that.

Commissioner Murphy: I never understood it that way. I understood all we needed was around \$60,000 or \$70,000.

Mayor Ellenstein: \$60,000 for completion of the hangar.

Commissioner Murphy: At that rate, it is over \$200,000.

Mayor Ellenstein: Now they want \$133,000 more for completion of the hangar.

Commissioner Murphy: Besides the \$125,000?

Mayor Ellenstein: Besides the \$60,000. The \$125,000 is for the general project, hangar, demolition of the four small hangars—

Commissioner Murphy: \$65,000 for general work and \$60,000 for the hangar?

Mayor Ellenstein: Yes. That we are committed to pay under our supplemental application.

Commissioner Murphy: Besides that there is another \$130,000?

Mayor Ellenstein: That is what they are asking for, \$133,000, which we have objected to.

Commissioner Murphy: That is practically \$200,000.

Mayor Ellenstein: We objected to that because that is not part of our commitment and a recommendation

has gone from the State WPA to the regional director working out a method by which the government will contribute that \$133,000. And, as I stated, I sent a telegram to Washington hoping we could get the final determination from Washington, but I received a telegram from Harry Hopkins today in which he states it has not reached Washington, but as soon as they receive the recommendation they will act upon them.

Commissioner Murphy: Do I understand, then, that that \$200,000 shortage is their claim of the WPA, that due to increases, labor increases—

Mayor Ellenstein: Labor increases due to the fact that the transport companies wanted certain refinements and changed their plans, such as for example, the pumping house. It was originally planned to put that in the hangar proper. That is part of the \$133,000.

Commissioner Murphy: They want the city to pay for that?

Mayor Ellenstein: Exactly. They want the city to pay for the stucco work, they want the city to do the painting, they want the city to supply part of the doors, which amounts to about \$20,000. All these things we were not committed to do under our contract. All we are committed to do is embraced in the \$125,000.

Commissioner Murphy: Of course, this has nothing at all to do with the original contract.

Mayor Ellenstein: I am informed by the WPA representative that he spoke to Mr. Dryden, regional director in Philadelphia, who informed him he will have a decision tomorrow morning on this \$133,000.

Commissioner Byrne: On the doors?

Mayor Ellenstein: The doors are included in that. They want us to supply \$20,000 for completion of the doors.

Commissioner Murphy: Was it in their original commitment?

Mayor Ellenstein: You see, the position the city was in, in the first place, the plans had to be approved by the transport companies before the Department of Air Commerce would approve them, and before the WPA would approve them, so when the transport companies altered their plans while the hangar was in the process of construction the city had no voice in it and they changed the design and the weight of their airplanes and they needed more room, they needed different things and they did not anticipate at the time they approved of the project back in 1935. For instance, the hangar was supposed to be 180 feet long and it was changed to 1050. It was supposed to be 125 feet wide and I think it is 175 now. It was supposed to be from the ground to the under side of the trusses—that is increased by about fifty per cent. Naturally that costs more money.

Commissioner Byrne: Will they pay \$110,000 if we pay \$20,000 toward it?

Mayor Ellenstein: No, they want us to pay \$133,000.

Commissioner Byrne: The whole thing?

Mayor Ellenstein: That is exclusive of the \$125,000. The \$125,000 we are committed to pay because we made that application and with that commitment that we pay that amount. But they are asking for \$133,000 additional just for the hangar and that we object to, what I consider an injustice being done to the city, and

we will be able to work it out without contributing any more.

Commissioner Murphy: When the project was made for the hangar and also the Airport development, was that all in one?

Mayor Ellenstein: All in one project. It had to be in order to compensate for the man-hour labor, because wages on the hangar were so much higher than what the security wage was and is.

Commissioner Murphy: Of course, on that \$133,000 we won't get a decision until tomorrow?

Mayor Ellenstein: I don't think we ought to consider the \$133,000 at all.

Commissioner Murphy: You are going to be faced with it sooner or later. If they turn it down you are going to be faced with the completion of this work.

Mayor Ellenstein: I don't see that we are.

Commissioner Murphy: You feel \$125,000 will complete it?

Mayor Ellenstein: That is all we are obligated to pay.

Commissioner Murphy: That is all right, but what about completion?

Mayor Ellenstein: Well, they have a contribution to make, too. They haven't spent all the money on the hangar.

Commissioner Murphy: They haven't said what portion they are going to contribute.

Mayor Ellenstein: They find now it will take \$133,000 more over and above—

Commissioner Murphy. What they estimate putting in it.

Mayor Ellenstein: What they estimated putting in, changes have been made.

Commissioner Murphy: It looks to me as if they want the city to pay all that is due there; in other words. \$125,000 and \$133,000.

Mayor Ellenstein: Who is familiar with the hangar situation?

Mr. Coles: There is a project now that the government has to pay \$417,000 and the city \$112,000, whereas they claim \$133,000 and \$417,000. They have approved \$417,000.

Mayor Ellenstein: They approved \$417,000?

Mr. Coles: Yes.

Commissioner Murphy: That is liable to be another one of those credits.

Mayor Ellenstein: The position we take is this is all we are obligated to pay and this is all we can pay, \$125,000. That is the stand we have taken, that is the city's position. We cannot contribute any more than that, and no part of the \$133,000.

Commissioner Murphy: Will the hangars be completed to the extent of being used for \$125,000 if they don't put up the \$133,000?

Mayor Ellenstein: No.

Commissioner Murphy: We won't be able to use the hangars, is that it? In other words, they will be standing there?

Chief Engineer Costello: If they refuse this \$133,000 to complete the hangars we will have to do it.

Mayor Ellenstein: That is right.

Commissioner Murphy: That is what I am trying to get at. Putting in \$125,000 there now doesn't mean a thing to us.

Mayor Ellenstein: We are not going to put it in unless they agree to finish the hangar.

Commissioner Murphy: Then we will have to wait to see what their decision is.

(Discussion by Chief Engineer out of hearing of stenographer.)

Mayor Ellenstein: You cannot complete it?

Chief Engineer Costello: No.

Commissioner Murphy: What is the idea of putting in \$125,000 if these people won't come through?

Mayor Ellenstein: You are not going to tie it up, you cannot tie it up, because it will take you three weeks before you get your ordinance through.

Commissioner Murphy: That part of it is all right. But in order to go ahead and issue bonds for \$125,000 unless we have got some assurance they are going to come through—

Mayor Ellenstein: Before you issue the bonds you can retrace your steps. But the point is to be in a position to go ahead and get the hangar completed.

Chief Engineer Costello: In addition there is \$60,000 for a supplemental project for grading and landscaping, to take care of 600 men, separate and apart from the \$60,000 needed for the hangar.

Mayor Ellenstein: \$65,000 is for

grading and paving and landscaping. \$60,000 is for the hangar which we are committed to pay.

Chief Engineer Costello: And that other project has been approved in Washington. But we need this money to go ahead and take care of these men.

Mayor Ellenstein: If you pass your ordinance on first reading you will certainly know by that time whether they will agree to expend the \$133,000.

Commissioner Murphy: Can't we introduce the ordinance tomorrow if they are going to render a decision?

Mayor Ellenstein: Certainly. But you want to be in a position so that the work can go on.

Commissioner Murphy: That part of it is all right with me. The only point is clearing up the other angle and not going ahead and spending our money unless we find out they are coming through.

Mayor Ellenstein: The stenographer will note the arrival of Director Franklin, who has attended a Civil Service Commission hearing in Trenton and just arrived.

The City Clerk: A motion is in order to add to that motion these two matters of emergency resolutions on the Airport, and the resolution authorizing the application for a PWA grant on the swimming pools.

Mayor Ellenstein: I will entertain a motion that those two matters be considered as subjects of this special meeting.

Commissioner Duffy: I so move you, Mr. Mayor.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: You four commissioners have got to be in accord as to what you are going to do these projects.

Commissioner Murphy: That is all right. There is no objection from me. That point is cleared up. What about the others?

The City Clerk: We have for consideration an emergency resolution appropriating \$40,000 to the Airport budget and a resolution authorizing application for a PWA grant to complete the swimming pools.

Mayor Ellenstein offered the following resolutions:

RESOLVED, by the Board of Commissioners of The City of Newark, that Meyer C. Ellenstein, Director of the Department of Public Affairs, be and he hereby is authorized and directed to execute and file an application on behalf of The City of Newark, to the United States of America for a grant to aid in financing the completion of the construction of four (4) swimming pools and that James W. Costello, Chief Engineer of the Department of Public Affairs, be and he hereby is authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an emergency has arisen with respect to the operation of the Newark Airport, in that there was anticipated in the Budget of 1938 for the Newark Airport that there would be received the sum of \$40,000 from the following sources:

Rent due from Eastern Aeronautical Corporation	\$ 13,302.03
Rent due from Newark Air Service	10,140.33
Six months' rental of new hangar	15,000.00
Profit from operations of Administration Building	1,557.64
<hr/>	
Total	\$ 40,000.00

and,

WHEREAS, due to the delay in completing the Newark Airport improvements the aforesaid amounts will not be available during the current year, and as a result thereof there will not be sufficient funds to operate the Airport; and,

WHEREAS, no adequate provision was made in the 1938 budget for the aforesaid purpose; and,

WHEREAS, R. S. 40:2-31 provides for the creation of an emergency appropriation for the purpose aforementioned; and,

WHEREAS, the total amount of emergency appropriations created, in-

cludin gthe appropriation to be creat-
ed by this resolution, is \$57,000.00,
and 3% of the total current operating
appropriations in the budget for 1938
is \$437,008.80;

1. NOW, THEREFORE, BE IT RE-
SOLVED, that an emergency appro-
priation be and the same is hereby
made pursuant to R. S. 40:2-31 (1)
in the total amount of Forty thous-
and dollars (\$40,000.00);

1. (a). BE IT FURTHER RE-
SOLVED, that said appropriation
shall be provided for in full in the
1939 Budget;

1. (b). BE IT FURTHER RE-
SOLVED, that a copy of this resolu-
tion be filed forthwith with the Com-
missioner of Local Government.

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Duffy, Frank-
lin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Mayor Ellenstein: Now you want
to go on. Director Byrne, you under-
stand that the reason we are going
over this is, you four commissioners
have got to be in accord, so if there
is any objection to this, we ought to
know so we can discuss it, because
you will be in a position where the
vote will have to be unanimous to ap-
propriate funds to continue these WF
A projects. These other projects I
don't think you will have a great deal
of difficulty if you want to carry out
these white-collar projects, but these
embrace so many men that would au-
tomatically go on relief—

Commissioner Byrne: Do they have
to be approved today?

Mayor Ellenstein: We have no or-
dinance on it, but I think we ought
to discuss our views on it, that is
why we have got the WPA officials
and engineers, if you want to ask any
questions. But the ordinance ought
to be introduced, it seems to me, no
later than tomorrow.

Commissioner Byrne: For informa-
tion or to go right ahead and act on
all of them?

Mayor Ellenstein: The work is
stopped on two, and, according to the
letter of the WPA, it will stop all
July 31—one project, the street pro-
ject involves 5,300 men, that one pro-
ject itself.

Commissioner Byrne: That is why
the ordinance has to go through to-
morrow.

Mayor Ellenstein: We will intro-
duce it on first reading. It has to go
over the same as any other ordinance,
but I thought we should get together
and see what your views are on it, so
we can discuss it. Is there any ques-
tion that arises in your mind now?
It involves \$700,000, and the WPA
recommended \$500,000 be appropriat-
ed for the end of the year. That was
cut down by our engineers to \$300,-
000, and we now have cut it to \$250,-
000.

Commissioner Byrne: What is the
total?

Mayor Ellenstein: \$700,000. That
is the projects of this department.

Commissioner Byrne: The total be-
fore was what, \$2,100,000?

Commissioner Murphy: Before it
was on a yearly basis when we fig-
ured it.

Mayor Elleostein: You figured on the yearly basis.

Commissioner Murphy: Now we are figuring just to the end of this year.

Commissioner Byrne: That will be \$700,000?

Commissioner Murphy: Yes. These are just the important projects that are now running out.

Mayor Ellenstein: They employ a substantial number of men, and they are unskilled men in the lower security wage bracket.

Commissioner Murphy: The one on the streets, if I understand, in order to keep the 5,000 men employed, you have got to have about \$250,000 to the end of the year, is that right? In order to keep the street project moving to the end of the year it will require the city to supply \$250,000 to the end of the year. That is the next five months.

Mayor Ellenstein: All these projects we are discussing 10,000 people, Now the WPA would like to have the projects extended to employ 3,000 more. Of course, these projects won't do it. We are concerned with those now in existence and not to have them returned to the relief rolls, and have these projects stopped.

The City Clerk: Mr. Mayor, this ordinance cannot be finally adopted until August 3. Will the adoption on first reading be sufficient for the WPA authorities to continue the projects?

Mr. Malstrom: Yes. If you show a definite indication of passing the resolution or sell your bonds, we will go along just as far as our money holds out. Is there any reason why you cannot add all these up together and agree on the resolution you are going to pass tomorrow?

Commissioner Murphy: That is what we are doing. After all, we want to discuss them. That is why the Mayor is explaining to Director Byrne.

Mr. Malstrom: The question of the appropriation on the Airport, it seems to me that is in the same category. Any money set aside on your part is in the same category as money appropriated for the project that you intend to put into operation and send to Washington for approval.

Commissioner Franklin: Can't these necessary resolutions be signed today?

Corporation Counsel O'Brien: You need an ordinance and your bond ordinance will have to lay over for two weeks.

Commissioner Franklin: You don't need four votes tomorrow?

Corporation Counsel O'Brien: You need four votes on a bond ordinance all the time.

Commissioner Franklin: You only introduce them tomorrow.

Commissioner O'Brien: On final passage you need them.

Commissioner Franklin: On final passage. That is two weeks.

The City Clerk: You need four votes on introduction.

Mayor Ellenstein: The law is ambiguous whether you need four votes tomorrow.

Corporation Counsel O'Brien: In order to avoid any question on it we have been advising that you have four votes on first reading because it is part of the passage. However there is the interpretation that you only

need that on final passage, and many places go by that. Rather than have any question on it I would advise if you are going to have four votes on final passage you should have them on first reading.

Mayor Ellenstein: A commissioner could change his vote later on.

Commissioner Franklin: Because I do not expect to be here tomorrow. Corporation Counsel O'Brien: Well, we can get one of them passed today. It is being worked on now.

Mayor Ellenstein: The one is the \$85,000 ordinance on that project that is stopped and the equipment has been withdrawn. That is being typed now?

Corporation Counsel O'Brien: I would recommend if you have three, introduce it with three.

The City Clerk: You may not have three. It may be expedient to adjourn this meeting until Thursday, under the circumstances.

Mayor Ellenstein: Then the understanding is that at least these four projects ought to be passed. We need Director Franklin's vote for the swimming pool ordinance tomorrow.

Commissioner Franklin: Can't we do it today?

The City Clerk: No.

Mayor Ellenstein: It is advertised for tomorrow.

Commissioner Murphy: What about these other projects that you have?

Director Franklin, you have some projects that you figured on being done by WPA, and I think, you, too, Commissioner Duffy. I don't know about you, Commissioner Byrne; do you have any projects on the WPA?

Commissioner Byrne: One for 1,400 men on Ragweed.

Commissioner Murphy: Is there any reason why we cannot put these projects into one and get PWA money on these projects instead of WPA money I think you spoke about a lot of mechanics involved, tile work up in the Almshouse; and some of the labor men were in to see me and they wanted it the same way with your fire houses. Can't we give consideration to making those PWA jobs instead of WPA?

Commissioner Duffy: That is agreeable to me.

Commissioner Murphy: It is all mechanical work all the way through, and we might fare much better.

Commissioner Franklin: Make one project out of the three?

Commissioner Murphy: Yes, if we could.

Commissioner Franklin: They are in different institutions.

Commissioner Murphy: What is the difference if we had ten different institutions? You have got four or five fire houses, they are different places.

Commissioner Franklin: It is all right with me.

Mayor Ellenstein: If you get a forty-five per cent. grant.

Commissioner Murphy: It is all mechanical work, laying floors and bathrooms.

Mayor Ellenstein: Why don't you get in touch with the PWA representative and figure it out, and you would find the city would be far better off with a FWA project where you have a large percentage of mechanical con-

tracts. You make out very much better on PWA than WPA, as far as alterations and repairs. And they are very anxious to get projects of any kind. Who is the representative?

Chief Engineer Costello: Hammon-
ton. He is in the New York office.

Dr. Blan: Can painting projects be
WPA?

Mayor Ellenstein: I think so. You
could find out. These projects entail
employing a great number of men.

Dr. Blan: You can get any of this
construction work?

Commissioner Murphy: I think so.
You are talking about the hospital?

Dr. Blan: Yes, installing tile floors.

Mayor Ellenstein: It might be wise
for the City Commission to meet to-

morrow and then adjourn until Thurs-
day morning.

(Discussion off the record.)

Commissioner Duffy: I move we ad-
journ.

The roll being called, the motion
was declare dadopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, Jr.,
M. P. DUFFY,
PEARCE R. FRANKLIN,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., July 20, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy.

Absent: Mayor Ellenstein.

Commissioner Murphy, presiding.

Acting Mayor Murphy: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with reading the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of bonds of The City of Newark to raise money for the purpose of constructing swimming pools in public parks or playgrounds, or municipal property, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move the ordaining clause be stricken out.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that it is necessary that the City of Newark shall raise money for the purpose of financing the cost of constructing four swimming pools in the public parks or playgrounds known as Hayes Park East and Hayes Park West, and in the public playground abutting on Boylan Street, and upon the municipally owned property in the Department of Public Affairs on Clifton Avenue; and that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that: (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose, is One Million, Two Hundred and Fourteen Thousand, Four Hundred and Sixty-five and 60/100 Dollars (\$1,214,465.60) of which sum Two Hundred and Forty-nine Thousand Four Hun-

red and Sixty-five and 60/100 Dollars (\$249,465.60) has heretofore been contributed in labor or materials by the Works Progress Administration of the United States of America; (b) the estimated maximum amount of money necessary to be raised by said City from all sources for said purpose, is Nine Hundred and Sixty-five Thousand Dollars (\$965,000), of which One Hundred and Fifty Thousand Dollars (\$150,000) has heretofore been raised by the issuance of bonds of said City. (c) part of the cost of said purpose is to be met in cash by the Public Works Administration of the United States of America, which has agreed to contribute for such purpose the sum of Three Hundred and Fifteen Thousand Dollars (\$315,000) and (d) the estimated maximum amount of bonds or notes to be issued for said purpose, is Five Hundred Thousand Dollars (\$500,000) in addition to the bonds of the aggregate principal amount of One Hundred and Fifty Thousand Dollars (\$150,000) heretofore issued for said purpose.

Section 3. It is hereby stated that the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of such obligations, as provided in Section 40:1-55 of said Local Bond Law, is One Hundred and Five Thousand Dollars (\$105,000).

Section 4. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Thirty-three Thousand, Three Hundred and Thirty-three and 34/100 Dollars (\$33,333.34) shall be included as a down payment to finance said purpose in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be re-

quired to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Five Hundred Thousand Dollars (\$500,000) to be designated "Public Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Five Hundred Thousand Dollars (\$500,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Local Bond Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of fifteen years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the Office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by Five Hundred Thousand Dollars (\$500,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 10. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that August 3, 1938, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and

passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to improve the airport maintained and operated by said City, by grading and draining the lands owned by said City and used for such airport, and by the demolition of existing buildings on such lands and by the construction of new buildings required for the operation of such airport, with the aid of the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuances of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from

all sources for said purpose is One Hundred and Twenty-five Thousand Dollars (\$125,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Sixty Thousand Dollars (\$60,000.00), and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is One Hundred and Twenty-five Thousand Dollars (\$125,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Twelve Thousand, Five Hundred Dollars (\$12,500) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance

Section 4. It is hereby determined and stated that part of the cost of said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding One Hundred and Twenty-five Thousand Dollars (\$125,000), to be designated as "Municipal Airport Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined

by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding One Hundred and Twenty-five Thousand Dollars (\$125,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes than outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of ten years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Dept Statement required by said Local Bond Law has been duly made and filed in the Office of the City

Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by One Hundred and Twenty-five Thousand Dollars (\$125,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.,

Section 10. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that August 3, 1938, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the issuance of \$125,000 Sewer Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to enlarge the sanitary and storm water sewer systems of said City by the construction of new storm and sanitary sewers, with the aid of the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is One Hundred and Twenty-five Thousand Dollars (\$125,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Ten Thousand Dollars (\$10,000), and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is One Hundred and Twenty-five Thousand Dollars (\$125,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Three Thousand, One Hundred and

Twenty-five Dollars (\$3,125) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. It is hereby determined and stated that part of the cost of said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding One Hundred and Twenty-five Thousand Dollars (\$125,000), to be designated "Sewer Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding One Hundred and Twenty-five Thousand Dollars (\$125,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this or-

dinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of forty years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the Office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by One Hundred and Twenty-five Thousand Dollars (\$125,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 10. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy moved that August 3, 1938, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meetings room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to public said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to enlarge the water supply system established and operated by said City, by the construction of additional water mains, with the aid of the Works Progress Administration of the United States of America; that said purpose is not a current ex-

pense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided

Section 2. Is is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred Thousand Dollars (\$200,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligation issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Ten Thousand Dollars (\$10,000), and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred Thousand Dollars (\$200,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Four Thousand Dollars (\$4,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. Is is hereby determined and stated that part of the cost of said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,-

000), to be designated "Water Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes than outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of forty years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or

is to be specially assessed against property specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the Office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by Two Hundred Thousand Dollars (\$200,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 10. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy moved that August 3, 1938, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the issuance of \$250,000 Street Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to resurface certain public streets in said City with bituminous concrete, or penetration macadam, or sheet asphalt, or with bricks or blocks of any material laid on concrete or sand or other foundation, or with concrete, with the aid of the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred and Fifty Thousand Dollars (\$250,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Sec-

tion 40:1-55 of said Law, is Twenty-five Thousand Dollars (\$25,000), and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred and Fifty Thousand Dollars (\$250,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Fifty Thousand Dollars (\$50,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. It is hereby determined and stated that part of the cost of said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Two Hundred and Fifty Thousand Dollars (\$250,000), to be designated "Street Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred and Fifty Thousand Dollars (\$250,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a

rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of five years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40: 1-76 of said Law, is increased by this ordinance by Two Hundred and Fifty Thousand Dollars (\$250,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40: 1-16 of said Law.

Section 10. This ordinance shall

take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that August 3, 1938, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the issuance of bonds of The City of Newark for the purpose of constructing water mains in certain public streets and roads in said City.

The Board of Commissioners of the City of Newark Do Ordain, as follows:

Section 1. It is hereby determined and stated that it is necessary that The City of Newark shall raise mon-

ey for the purpose of constructing water mains in the following streets in said City:

First Avenue, from Fifth Street to North Seventh Street; and

North Seventh Street, from First Avenue to Seventh Avenue;

with the aid of the Works Progress Administration of the United States of America, and that the estimated maximum amount of money necessary to be raised from all sources for said purpose is Eighty-five Thousand Dollars (\$85,000.00), and that the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Eighty-five Thousand Dollars (\$85,000.00).

Section 2. To finance said purpose bonds of The City of Newark are hereby authorized to be issued in an aggregate principal amount not exceeding Eighty-five Thousand Dollars (\$85,000.00), pursuant to the Local Bond Law, Revised Statutes of New Jersey, 1937, 40:1-1 to 40:1-88, inclusive. Said bonds shall bear interest at a rate not exceeding six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolution to be hereafter adopted.

Section 3. To finance said purpose Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Eighty-five Thousand Dollars (\$85,000.00) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to the Local Bond Law, Revised Statutes of New Jersey, 1937, 40: 1-1 to 40: 1-89, inclusive. Said notes shall bear interest at a rate not exceeding six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitation prescribed by said Law. All matters

with respect to said notes not determined by this ordinance shall be determined by resolution to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance the aggregate principal amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued, and, if the aggregate amount of such bonds and notes therefore issued and then outstanding shall exceed the sum first mentioned in this section, the proceeds of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes,

Section 4. Not more than Thirty-five Hundred Dollars (\$3,500.00) of the sum to be raised by the issuance of said bonds or notes may be used to finance interest on obligations issued to finance such purpose, whether temporary or permanent, or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of such obligations, as provided in the Local Bond Law, Revised Statutes of New Jersey, 1937, 40: 1-55.

Section 5. It is hereby determined and stated that no part of the cost of financing said purpose has been or is to be specially assessed on property specially benefited thereby.

Section 6. It is hereby determined and declared that the period of usefulness of the purpose of the financing of which said bonds and notes are to be issued is a period of forty years, computed from the date of said bonds.

Section 7. It is hereby determined and declared that the Works Progress Administration of the United States of America has agreed to meet a part of the cost of said improvement in cash, labor or materials. Pursuant to the Local Bond Law, Revised Statutes of New Jersey, 1937, 40:1-12, the sum

of Two Thousand One Hundred and Twenty-five Dollars (\$2,125.00) shall be included as a down payment to finance said improvement in the budget of the City of Newark for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations hereby authorized.

Section 8. It is hereby determined and declared that the Supplemental debt statement required by the Local Bond Law, Revised Statutes of New Jersey, 1937, 40: 1-1 to 40: 1-88, inclusive, has been duly made and filed in the Office of the City Clerk of the City of Newark, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of the Revised Statutes of New Jersey, 1937, is increased by this ordinance by Eighty-five Thousand Dollars (\$85,000.00), and that the issuance of said bonds and notes is permitted by an exception to the debt limitations prescribed in said Law, contained in Subdivision (d) of the Local Bond Law, Revised Statutes of New Jersey, 1937, 40:1-16.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy moved that August 3, 1938, at 11 A. M. Day-light Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further

considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled: "An Ordinance granting permission to 335 Delancy Street Realty Company and Austen H. McGregor Estate, Inc., to construct, operate and maintain a single track freight siding at grade across Avenue I, from a point in the westerly line of Avenue I distant 107 feet southerly from the southwesterly corner of Avenue I and Delancy Street to a point in the easterly line of Avenue I distant 107 feet southerly from the southeasterly corner of Avenue I and Delancy Street," which said ordinance was adopted November 24th, 1937.

The Board of Commissioners of The City of Newark Do Ordain:

1: That the title of an ordinance entitled: "An Ordinance granting permission to 335 Delancy Street Realty Company and Austen H. McGregor Estate, Inc., to construct, operate and maintain a single track freight siding at grade across Avenue I, from a point in the westerly line of Avenue I distant 107 feet southerly from the southwesterly corner of Avenue I and Delancy Street to a point in the

easterly line of Avenue I distant 107 feet southerly from the southeasterly corner of Avenue I and Delancy Street," which said ordinance was adopted November 24th, 1937, be and the same is hereby amended to read as follows:

"An Ordinance granting permission to 335 Delancy Street Realty Company and Austen H. McGregor Estate, Inc., to construct, operate and maintain a single track freight siding at grade across Avenue I, from a point in the westerly line of Avenue I distant 243 feet southerly from the southwesterly corner of Avenue I and Delancy Street to a point in the easterly line of Avenue I distant 243 feet southerly from the southeasterly corner of Avenue I and Delancy Street."

2: That Section 1 of the aforesaid ordinance be and the same hereby is amended so as to read as follows:

"Section 1: That permission be and the same is hereby granted to 335 Delancy Street Realty Company and Austen H. McGregor Estate, Inc. to construct, operate and maintain a single track freight siding at grade across Avenue I, from a point in the westerly line of Avenue I distant 243 feet southerly from the southwesterly corner of Avenue I and Delancy Street to a point in the easterly line of Avenue I distant 243 feet southerly from the southeasterly corner of Avenue I and Delancy Street, as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof, and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1006-S, dated July 12, 1938.

Section 3: All ordinances and parts of ordinances inconsistent with the

provisions of this ordinance, be and the same are hereby repealed.

Section 4: This ordinance shall take effect immediately upon final passage and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that August 3, 1938, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the vacation of Sanford Street as laid out on the Thomas Garrison Map, surveyed July, 1852, Dunn & Thompson, from its northerly terminus about 10 feet south of Malvern Street southwesterly about 440 feet to its southerly terminus about 25 feet north of Clifford Street, excepting from such vacation all those parts of the above described Sanford Street lying within the limits of Pulaski Street and Delancy Street; and for the vacation of Camp Street as laid out on the Thomas Garrison Map, surveyed July, 1852, Dunn

& Thompson, from Wheeler Point Road (also known as Elm Street) northwesterly about 1185 feet to its terminus, excepting from such vacation all those parts of the above described Camp Street lying within the limits of Delancy Street and Pulaski Street, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Acting Mayor Murphy: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance providing for the vacation of Sanford Street as laid out on the Thomas Garrison Map, surveyed July, 1852, Dunn & Thompson, from its northerly terminus about 10 feet south of Malvern Street southwesterly about 440 feet to its southerly terminus about 25 feet north of Clifford Street, excepting from such vacation all those parts of the above described Sanford Street lying within the limits of Pulaski Street and Delancy Street ;and for the vacation of Camp Street as laid out on the Thomas Garrison Map, surveyed July, 1852, Dunn & Thompson, from Wheeler Point Road (also known as Elm Street) northwesterly about 1185 feet to its terminus, excepting from such

vacation all those parts of the above described Camp Street lying within the limits of Delancy Street and Pulaski Street.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that the title of "An Ordinance providing for the vacation of Sanford Street as laid out on the Thomas Garrison Map, surveyed July, 1852, Dunn & Thompson, from its northerly terminus about 10 feet south of Malvern Street southwesterly about 440 feet to its southerly terminus about 25 feet north of Clifford Street, excepting from such vacation all those parts of the above described Sanford Street lying within the limits of Pulaski Street and Delancy Street; and for the vacation of Camp Street as laid out on the Thomas Garrison Map, surveyed July, 1852, Dunn & Thompson, from Wheeler Point Road (also known as Elm Street) northwesterly about 1185 feet to its terminus, excepting from such vacation all those parts of the above described Camp Street lying within the limits of Delancy Street and Pulaski Street," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of Sanford Street as laid out on the Thomas Garrison Map, surveyed July, 1852, Dunn & Thompson, from its northerly terminus about 10 feet south of Malvern Street southwesterly about 440 feet to its southerly terminus about 25 feet north of Clifford Street, excepting from such vacation all those parts of the above described Sanford Street lying within

the limits of Pulaski Street and Delancy Street; and for the vacation of Camp Street as laid out on the Thomas Garrison Map, surveyed July, 1852, Dunn & Thompson, from Wheeler Point Road (also known as Elm Street) northwesterly about 1185 feet to its terminus, excepting from such vacation all those parts of the above described Camp Street lying within the limits of Delancy Street and Pulaski Street.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Acting Mayor Murphy: I want to have this resolution passed to the members of the Commission, and I would like to read this.

(Director Murphy read in full the following resolution:

WHEREAS, the Director of Revenue and Finance in recent weeks has held a series of conferences with representatives of the Newark Industrial Terminal. (Names of said conferees being confidential and not subject to public declaration at this time); and

WHEREAS, the Director of Revenue and Finance now definitely knows that the said Newark Industrial Terminal is seeking land on which to develop a building project valued between three million and five million dollars; and

WHEREAS, in addition to creating new ratables for our City, this huge project will provide employment for between 6,000 to 10,000 employees;

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that an official invitation be, and is hereby, extended to the Newark Industrial Terminal and all parties concerned, to locate the proposed structure within the confines of the City of Newark and that this Board pledges every possible co-operation in matters of tax administration to the Newark Industrial Terminal; and

BE IT FURTHER RESOLVED, that in general, the Board of Commissioners does hereby give every assurance that a policy of normal assessment, both as concerns real and personal property, will be followed insofar as all industries are concerned, which find it possible and desirable to locate within the confines of the City of Newark, or are already located here, to the end that any unfavorable publicity or propaganda which may have attached itself heretofore, will be proven thoroughly unjustified; and

FINALLY RESOLVED, that the policy of more normal assessments herein referred to, be continued as the best means of attracting new industries, increasing our ratables and stabilizing City finances, this principle being in accord with the action already taken by the Director of Revenue and Finance to re-establish in the minds of the people of the City of Newark, as well as those contemplating locating here, the assurance that the taxing policy is being administered with fairness to all concerned.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

Acting Mayor Murphy: I would like to say that I have been negotiating with these people whom I do not care

to disclose at this time. But to the members of the Commission I will be only too willing to sit down privately and outline the concern involved and all the details. Naturally, for many reasons which are known to you people, involving real estate and other reasons, it would not be fair to them since they have requested that their names not be disclosed at this time. They contemplate going ahead with the construction of a building within the confines of the city that will run between three and five millions of dollars, as explained in the resolution, and under one hundred per cent. Union conditions. They feel that a resolution of some kind coming from the city expressing the feeling of the members of the City Commission that they will be treated fairly in the taxing policies, should be passed, and I am presenting that this morning. I think it is a good way to extend to industry in general our feelings that we want them to come in and settle in the City of Newark. So if there is no objection I will ask you members of the City Commission, would you mind signing that resolution? That will be constructed by Union people and local help. They expect to break ground within about sixty days.

(Discussion off the record.)

Acting Mayor Murphy: The resolution has been presented to the City Commission. The Clerk will call the roll.

The City Clerk: It will come up in the regular course.

Acting Mayor Murphy: I think as an expression to industry we will have a special roll call, if you don't mind.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy,
Franklin, Murphy.

Acting Mayor Murphy offered the
following resolutions:

RESOLVED: That the sum of
Two hundred thirty-six dollars and
ninety-one cents (\$236.91) be and the
same is hereby appropriated to per-
sons named on the annexed certified
list, being the bills and claims of the
Department of Revenue and Finance
as follows:

Deputy Tax Collector	\$196.91
C. Sundries (Binding Report of Audit)	40.00
	<hr/> \$236.91

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy.

RESOLVED: That the sum of
Twenty thousand five hundred fifty-
three dollars and eighty-nine cents
(\$20,553.89) be and the same is here-
by appropriated to the City Treas-
urer, as per annexed certified list, be-
ing the semi-monthly payrolls of the
Department of Revenue and Finance,
from July 1 to 15, 1938, as follows:

Director's Office	\$ 1,341.65
Controller's Office	2,899.06
Auditor of Accounts	1,970.00
City Treasurer's Office	896.64
Receiver of Taxes	2,642.85
Arrears of Personal Taxes	1,876.96
Board of Assessments and Revision of Taxes	7,652.61

Revaluation Bureau ...	404.14
Board of Assessments for Local Improvements	869.98
	<hr/> \$ 20,553.89

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy.

RESOLVED: That the sum of
Eight hundred thirty-three dollars
and fifty-eight cents (\$833.58) be and
the same is hereby appropriated to
persons named on the annexed certi-
fied list, being the bills and claims of
the Department of Revenue and Fin-
ance as follows:

Surplus and deficiency\$833.58

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy.

Commissioner Farnklin offered the
following resolutions:

RESOLVED: That the sum of
Twenty-four thousand one hundred
twenty dollars and eighteen cents
(\$24,120.18) be and the same is here-
by appropriated to the persons named
on annexed certified lists, being the
bills and claims of the Department of
Public Works, as follows:

Emergency Relief Direct....\$24,120.18

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Forty thousand four hundred twenty-four dollars and sixty-two cents (\$40,424.62) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 27,982.07
Convalescent Hospital	2,751.48
Bureau of Baths	4,157.57
United States Social Hy- giene Fund	156.50
Band Concerts	577.00
WPA Projects No. 336-7....	4,800.00
	<hr/>
	\$ 40,424.62

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Eighty-eight thousand six hundred twenty-three dollars and fifty-four cents (\$88,623.54) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of July, 1938, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	22,665.10
Newark City Hospital	23,557.27
Newark Convalescent Hos- pital	1,923.69
Newark City Home	3,239.80
Bureau of Baths	5,490.64
Newark City Alms House	2,538.15
Ivy Hill Power Plant	2,763.62
Outdoor Poor Department	1,945.82
Emergency Relief Admin- istration	22,932.80
	<hr/>
	\$ 88,623.54

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Two thousand two hundred sixty-nine dollars and fifty-eight cents (\$2,269.58) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Admin- istration	\$2,269.58
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Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three thousand, one hundred twenty-four dollars and ninety-four cents (\$3,124.94) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Printing and Stationery	\$ 523.80
Public Buildings	2,601.14
	<hr/>
	\$3,124.94

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Three thousand, four hundred thirteen dollars and eighty-two cents (\$3,413.82) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending July 13th and July 16th, 1938, as follows:

Shade Tree	\$2,213.82
Public Buildings	1,200.00
	<hr/>
	\$3,413.82

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Eleven thousand, four hundred sixty-three dollars and twenty-one cents (\$11,463.21) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from July 1st to July 15th, 1938, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,813.84
Municipal Farmers' Market	254.24
Centre Market	96.00
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49
W. P. A. Project No. 1485-7	145.83
	<hr/>
	\$ 11,463.21

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Thirty-four thousand seven hundred eighty-three dollars and eighty-two cents (\$34,783.82) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending July 13, 1938.

Newark Airport	\$ 2,586.25
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Bureau of Motors	2,683.64
Bureau of Streets	2,398.74
Bureau of Sewers	966.06
House Sewer Connections..	206.50
Bureau of Street Cleaning	16,367.97
Bureau of Docks	750.00
Street Construction	25.92
Bureau of Water	8,798.74
	<hr/>
	\$ 34,783.82

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Seventy-two thousand nine hundred thirty dollars and forty-eight cents (\$72,930.48) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$ 17,580.97
Public Lighting	29,646.86
Streets	3,935.01
Street Cleaning	5,466.46
Motors	9,282.99
Sewers	477.45
House Sewer Connections..	313.25
Surveys	32.48
Director's Office	34.46
Newark Airport	5,679.49
Docks	481.06
	<hr/>
	\$ 72,930.48

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.
(Without prejudice)

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Two thousand six hundred thirty dollars and forty cents (\$2,630.40) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

City Clerk	\$ 39.86
Law Department	40.00
The Sinking Fund Commission of the The City of Newark, N. J.	2,550.54
	<hr/>
	\$ 2,630.40

M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Two thousand, six hundred fifteen dollars and forty-four cents (\$2,615.44) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA)	\$ 413.44
Water (WPA)	2,202.00
	<hr/>
	\$2,615.44

M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Five thousand, two hundred twenty-eight dollars and twenty-one cents (\$5,228.21) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction WPA	
Project No. 3531-7	\$ 4,266.50
Sewer Construction WPA	
Project No. 601	280.07
Sewer Construction WPA	
Project No. 601	201.50
Street Construction WPA	
Project No. 574	269.76
Street Construction WPA	
Project No. 2740-7	6.25
Street Construction WPA	
Project No. 3531-7	204.13
	<hr/>
	\$ 5,228.21

M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Thirteen thousand three hundred twelve dollars and sixty-seven cents (\$13,312.67) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

A) 574	\$ 9,750.28
Street Construction (WP	
A) 2740	1,100.89
Street Construction (WP	
A) 3531	973.70
Sewer Construction (WP	
A) 601	1,099.37
Sewer Construction (WP	
A) 3012	388.43
	<hr/>
	\$ 13,312.67

M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Seven hundred dollars (\$700.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$700.00
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M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, Fannie Bierman did on May 20th, 1938, file an application for the transfer of Plenary Retail Consumption License No. D-136 from Lester Myers, 132 Ferry Street, to.

the said Fannie Bierman, 162 West Market Street, Newark, New Jersey; and

WHEREAS, Fannie Bierman did deposit with the City Clerk the sum of Fifty-five dollars (\$55.00) as costs for the effecting of said transfer; and

WHEREAS, Fannie Bierman did on June 9, 1938, withdraw her application for the transfer of the aforesaid license and is now entitled to a refund of the sum paid by her, namely, fifty-five dollars (\$55.00);

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the sum of Fifty-five dollars (\$55.00) be and the same is hereby ordered paid to the said Fannie Bierman, and the Director of the department of Revenue and Finance be and he is hereby authorized and directed to return to the said Fannie Bierman the said sum of Fifty-five dollars (\$55.00) for the reasons hereinbefore set forth.

M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED, that the sum of Eighty-nine dollars and fifty cents (\$89.50) be and the same is hereby appropriated to Joseph Sonnabond for overtime work May 28th, May 31st, June 1, 2, 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 16 17, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30; July 1, 2.

This overwork was necessary because of the licensing period for renewals of all liquor licenses and was work done after the regular hours, and on Saturday afternoons and Sundays.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

Commissioner Murphy offered the following resolution:

WHEREAS, Phyllis Demosk and Leonard Demosk has instituted an action in the East Orange District Court against Modestino Forina and The City of Newark, for \$500 damages, wherein they allege that on November 6, 1937, the said Phyllis Demosk was injured by falling into an opening or depression in which is located a valve for opening and shutting off the water supply on the sidewalk in front of premises 143 Warren Street, Newark, which action is shortly to be called for trial; and

WHEREAS, said Phyllis Demosk and Leonard Demosk have agreed to accept the sum of \$287 in settlement of their claims rather than continue said court action, which figure, in settlement, in the opinion of the Law Department, is fair and reasonable, under the facts and circumstances; and,

WHEREAS, it is deemed advisable that said offer of settlement be accepted by the City;

THEREFORE BE IT RESOLVED,

by the Board of Commissioners of The City of Newark that the sum of \$287 be and the same is hereby appropriated to Phyllis Demosk and Leonard Demosk, in full settlement and discharge of all claims and demands of every character which they now have or may hereafter have against or arising out of the aforesaid matter, against said The City of Newark by reason of injuries alleged to have been sustained as aforesaid, or in anywise arising out of said matter; said sum of \$287 to be paid to them upon the execution and delivery by them of a Covenant not to Sue, in favor of The City of Newark, a Discontinuance of said cause of action and such other legal papers, approved as to form by the Law Department, as said Department may require.

Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the expenses of Owen A. Malady, Overseer of the Poor, Department of Public Welfare of the Department of Public Works, incurred in attending National Conferences of social work, Public Welfare Officials, at Seattle, Washington, from June 18 to July 1, 1938, be and the same are hereby approved not to exceed Three hundred fifty dollars.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Relief Checks for use in the Department of Public Works.

Bids to be received between the hours of 10:00 and 10:15 A. M. (DST) on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

Law Department

Newark, N. J., July 19, 1938.

Board of Commissioners of
The City of Newark,
City Hall,
Newark, N. J.

Gentlemen:

I beg to acknowledge receipt of letter from the City Clerk under date of July 18th inquiring into opinion of the effect of the 2-2 vote on resolution not to concur in the recommendation of the Board of Adjustment approving application of Pellechia for construction at 374 North 12th street.

The effect of the vote is a nullity.

The matter may be presented again to the Board of Commissioners either on a motion to reject the recommendation of the Board of Adjustment, or to concur in the Board of Adjustment's recommendation.

Yours very truly,
James F. X. C'Brien,
Corporation Counsel.

Acting Mayor Murphy: If there is no objection, it will be received and made a matter of record.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Aarno Company, Inc. (Pennington Satterthwaite, et al., owners); for a woodworking shop and storage of sash, doors, trim, lumber, etc., in a 2nd business district; premises 7 Avon avenue; such use to be limited to the period of two years;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anybody who wants to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Abe Lipstein, owner; for the establishment and operation of an automobile parking station in a 2nd business district; premises 136-140 North Seventh Street; such use to be limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Does anybody want to be heard who is opposed to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Abe D. Lipetz (Raymond Boulevard Realty Co., Inc., owner); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 55-57 Commercial Street; such use to be limited to the period of one year;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anyone present desiring to oppose this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Jack R. Eisler, owner; for the re-establishment of a gasoline station in a 2nd industrial district; premises 309-335 Carnegie Avenue; such use to be limited to the period of eight years;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anybody opposed to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

The following communication was received and read:

Board of Adjustment

Newark, N. J., July 19, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39) Revised Statutes of 1937) that the following application for variances from the terms of the Zoning Ordinance be allowed:

*23-25 Hill Street; Manuel Kimmel; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 14, 1939;

*192-194 Bloomfield Avenue; Solomon Raschal; renewal of permit for two portable gasoline tanks and one stationary pump; the portable gasoline tanks to be limited to the period of one year ending July 11, 1939; the stationary pump to be limited to the period of five years ending July 11, 1943;

*231-235 Clinton Avenue; Clinton Motors, Inc.; renewal of permit for automobile sales station; such use to be limited to the period of one year ending July 22, 1939;

*29-33 Broome Street; Theodore A. Suggs; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 28, 1939;

10 Oxford Street; Charles Schefsky, owner; the establishment and operation of an automobile parking station in a 1st industrial district; same to be operated and

maintained in conformity with the rules of this Board; such use to be limited to the period of one year from date of approval by the Board of Commissioners; (No objectors);

20-22 Oxford Street; C. H. Batkin and A. E. Mulhall, the establishment and operation of an automobile parking station in a 1st industrial district; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to the period of one year from date of approval by the Board of Commissioners; (No objectors);

*374-376 Fifth Street; John Cirigliano; renewal of permit for retail ice depot; such use to be limited to the period of two years ending July 25, 1940;

*21 Park Avenue; Sam Mineo; renewal of permit for two portable gasoline tanks; such use to be limited to the period of one year ending July 14, 1939;

942-950 Frelinghuysen Avenue; Morris Epstein and Max Yavner; the establishment and operation of an automobile sales station in a 2nd industrial district; such use to be limited to the period of one year from date of approval by Board of Commissioners.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

Received, copy to be sent to each Commissioner, and further action postponed to July 37, 1938.

Commissioner Franklin: I move that we suspend the rules in these cases of renewals.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Manuel Kimmel (U. S. Realty and Investment Co., owner); for the renewal of permit for automobile parking station; premises 23-25 Hill Street; such use to be limited to the period of one year ending July 14, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anyone who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Solomon Raschal (M. R. Weiss and Luigi Miele, owners); for the renewal of permit for two portable gasoline tanks and one stationary gasoline pump; 192-194 Bloomfield Avenue; the portable gasoline tanks to be limited to the period of one year ending July 11, 1939; the stationary pump to be limited to the period of five years ending July 11, 1943;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that the said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Does anyone desire to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Clinton Motors, Inc. (Two-thirty-one Clinton Avenue Co., Inc., owner); for the renewal of permit for automobile sales station; premises 231-235 Clinton Avenue; such use to be limited to the period of one year ending July 22, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that the said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Does anyone desire to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Theodore A. Suggs (Schachtel Brothers Holding Co., owner); for the renewal of permit for automobile parking station; premises 29-33 Broome Street; such use to be limited to the period of one year ending July 28, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that the said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Does anyone desire to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered

the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of John Cirigliano, owner; for the renewal of permit for retail ice depot; premises 374-376 Fifth Street; such use to be limited to the period of two years ending July 25, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Does anyone desire to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Sam Mineo (Park

Loan Association, owner); for the renewal of permit for two portable gasoline tanks; premises 21 Park Avenue; such use to be limited to the period of one year ending July 14, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Does anyone desire to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

Acting Mayor Murphy: The remaining matters will be heard on July 27, one week from today.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

APPROVED:

VINCENT J. MURPHY,
JOS. M. BYRNE, Jr.,
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., July 27, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy.

Absent: Mayor Ellenstein.

Commissioner Murphy, presiding.

Acting Mayor Murphy: The meeting will come to order. The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the vacation of Riverside Avenue as the same is laid out 80 feet in width on the Commissioners Map of Woodside Annexation to Newark, from Verona Avenue southwesterly about 790 feet in a straight line to a terminus of said Riverside Avenue at the southerly line of land now or formerly of William Schiffenhaus.

The Board of Commissioners of the City of Newark, Do Ordain:

Section 1. That Riverside Avenue as the same is laid out 80 feet in width on the Commissioners Map of Woodside Annexation to Newark, from Verona Avenue southwesterly about 790 feet in a straight line to a terminus of said Riverside Avenue at the southerly line of land now or formerly of William Schiffenhaus, as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer Department of Public Affairs known and designated as Map No. 1435-V, dated July 14, 1938, shall be vacated as a public street or highway.

Under and by virtue of the provisions of Section 1, subdivision (b) of Article XXII, of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto.

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that August 10, 1938, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached,

and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance to require Constables to give notice to municipalities of all sales and other proceedings affecting personal property therein and providing for the distress thereof for arrears of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance to require moving vans and other persons in the trucking business to secure permits for the moving of personal property in the City of Newark and providing for the issuance of such permits upon payment of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move it be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Three Hundred and Fifty-six Dollars and Seven Cents (\$356.07) be and the same is hereby appropriated to the persons named on the attached certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for overpayments (Comptroller's Office) ..\$	344.42
Director's Office	11.65
	<hr/>
\$	356.07

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Four Hundred Forty-Six Dollars and Eighty-four Cents (\$3,446.84) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending July 20th and 23rd, 1938, as follows:

Shade Tree	\$ 2,236.84
Public Buildings	1,210.00
	<hr/>
	\$ 3,446.84

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of One Hundred Eight Dollars and Fifty Cents (\$108.50) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

W. P. A. Project No.
1485-7\$108.50

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Six Hundred Fifty-seven Dollars (\$657.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Band Concerts\$657.00

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Two Hundred Eighty-six Thousand Seven Hundred Forty-one Dollars and Sixty-seven Cents (\$286,741.67) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Direct\$286,741.67

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of One Thousand, Three Hundred and Forty Dollars (\$1,340.00) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Administration\$1,340.00

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED That the sum of Seven Thousand, One Hundred Fifty-three Dollars and Seventy-seven Cents (\$7,153.77) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA	
Project No. 3531-7	\$ 5,876.24
Street Construction WPA	
Project No. 2740-7	11.25
Sewer Construction WPA	
Project No. 601	824.28
Sewer Construction WPA	
Project No. 601	442.00
	<hr/>
	\$ 7,153.77

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of One Hundred Thousand Dollars (\$100,000.00) be and the same hereby is appropriated to the United States of America, being the third payment due on the purchase by the City of Newark of the Army Base Property at Port Newark, and that the said sum of One Hundred Thousand Dollars (\$100,000.00) be evidenced by a certified check payable to "Treasurer of the United States."

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Thirty-four Thousand Six Hundred Thirty-one Dollars and Fifty-six Cents (\$34,631.56) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending July 20, 1938:

Newark Airport	\$ 2,568.15
Bureau of Motors	2,687.70
Bureau of Streets	2,271.41
Bureau of Sewers	953.73
House Sewer Connections	171.70
Bureau of Street Cleaning	16,314.56
Street Construction	25.92
Bureau of Docks	731.80
Bureau of Water	8,906.59
	<hr/>
	\$ 34,631.56

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Seventeen Thousand, Two Hundred Ninety-seven Dollars and Nineteen Cents (\$17,297.19) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$17,297.19

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Two Hundred Sixty Dollars (\$260.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project	
3-7-649	\$ 80.00
Water (WPA Project	
3-7-871)	180.00
	<hr/>
	\$260.00

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Four Thousand Eight Hundred Nineteen Dollars and Seventeen Cents (\$4,819.17) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Direct\$4,819.17

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Five Hundred Thirty-six Dollars and Forty-five Cents (\$536.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of of Public Affairs, as follows:

Water	\$130.78
Pubic Lighting	\$405.67
	<hr/>
	\$536.45

Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

An Application for permit to display fireworks from the Societa Lionese San Rocco, Anthony D. Cordasco, President, on August 16th, 1938, on Sheffield Street, at Lackawanna Railroad Bridge, between 2:30 and 3:00 P. M. and between 7:00 and 10:30 P. M., was received and filed.

Commissioner Franklin offered the following resolutions:

WHEREAS, Societa Lionese San Rocco, a non-pecuniary corporation organized under the Laws of the State of New Jersey, sponsoring the official celebration of the feast day of St. Rocco under the auspices of St. Lucy's Roman Catholic Church, has made application for permit for fireworks display on Sheffield Street, at Lackawanna Bridge, on Tuesday, August 16th, 1938, between the hours of 2:30 and 3:00 P. M., and between the hours of 7:00 and 10:30 P. M.; and

WHEREAS, said application has been duly approved by the Chief of Police and the Fire Department of the City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that permission is hereby granted to Societa Lionese San Rocco, a non-pecuniary corporation organized under the Laws of the State of New Jersey, sponsoring the official celebration of the feast day of St. Rocco under the auspices of St. Lucy's Roman Catholic Church, to conduct the fireworks display as applied for on the posting of a bond in the sum of Three Thousand Dollars (\$3,000), as provided by Chapter 51 of the Laws of 1937, said bond to be approved as to form by the Law Department.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, an application has

been made to The City of Newark by Societa Lionese San Rocco for a permit to display fireworks on August 16th, 1938, in the official celebration of the feast day of St. Rocco under the auspices of St. Lucy's Roman Catholic Church, on Sheffield Street at Lackawanna Bridge; and,

WHEREAS, a bond as required by Chapter 51 of the Laws of 1937 has been filed, furnished by the said Societa Lionese San Rocco as principal and the Indemnity Insurance Company of North America (Philadelphia), as surety, the form of which has been approved by the Law Department of The City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that said bond be approved.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, The Board of Commissioners of The City of Newark on April 28th, 1938, passed Resolution No. 2407-F adjusting unpaid taxes, assessments and liens on lots owned by the Handler Realty Co., Inc., and known as 142-144 Ivy Street, 146 Ivy Street and 148-150 Ivy Street, being respectively Lots 38, 26 and 34 Block 4148; and,

WHEREAS, Handler Realty Co., Inc., has paid the adjustment on Lot 24 aforesaid but has failed to pay within sixty days of the passage of the aforesaid Resolution the adjustments on Lots 28-26 aforesaid; and,

WHEREAS, Handler Realty Co. has now offered to pay the adjustments aforesaid as provided in the aforesaid resolution amounting to \$850.00 for each of the aforesaid lots, or a total balance of \$1,700.00.

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the sums of \$850.00 and \$850.00 making a total of \$1,700.00 in full satisfaction and settlement of all taxes, assessments and liens on Lots 38 and 26, Block 4148 respectively, and the amount of any such taxes, assessments and liens over and above the aforesaid market value on each of the aforesaid lots be and they are hereby cancelled upon the payment of the sum aforesaid.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, giving the municipality the right to alteration, adjustment and settlement of taxes. Building improvements to be commenced on the aforesaid property within sixty days from the date hereof, otherwise this resolution is null and void.

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The following communication was received and read:

Phelps, Fenn & Co.
39 Broadway,
New York

July 25, 1938.

Board of Commissioners,
of the City of Newark, N. J.

Gentlemen:

The undersigned is the owner and holder of the outstanding Dock Bonds of The City of Newark, dated December 15, 1914, bearing interest at the rate of four and one-half per centum (4½%) per annum, payable semi-annually on June 15th and December 15th, payable December 15, 1959, and consisting of two hundred bonds of the denomination of \$1,000 each, numbered from 151 to 189, inclusive; 301 to 319, inclusive; 370 to 408, inclusive, 416 to 433, inclusive; 501 to 520, inclusive; 712 to 719, inclusive; 732 to 786, inclusive; and 795 to 796, reciting that they are issued pursuant to a resolution adopted by the Common Council of the City of Newark on December 4, 1914. The bonds were originally issued in coupon form but have been converted into registered bonds by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of said bonds.

We hereby request that these bonds be converted, at the expense of the undersigned, into coupon bonds of the same form and tenor as those originally issued.

In the event that our request is granted, we shall arrange to have the bonds duly transferred and registered to bearer prior to the issuance of new coupon bonds.

Very truly yours,
Phelps, Fenn & Co.

Ordered filed.

Commissioner Murphy offered the following resolution:

WHEREAS, prior to the issuance of each of the outstanding bonds of

The City of Newark, hereinafter described, a resolution was duly adopted by the governing body of said City, providing that said bonds should be issued in coupon form, but should be registerable as to both principal and interest, and each of said bonds has, since its issuance, been converted into a registered bond by the removal and cancellation of the coupons attached thereto and the execution by the City Comptroller of a conversion certificate printed on the back of such bond, and the holder of said bonds has presented a written request that said bonds be reconverted, at its expense, into new coupon bonds of the same form and tenor as those originally issued, and the Board of Commissioners desires to grant such request; NOW, THEREFORE,

BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the City Comptroller be and he hereby is authorized to issue new coupon bonds of the same form and tenor in exchange for the outstanding \$200,000 Dock Bonds of The City of Newark, New Jersey, dated December 15, 1914, payable December 15, 1959, bearing interest at the rate of four and one-half per centum ($4\frac{1}{2}\%$) per annum, payable semi-annually on June 15th and December 15th, and consisting of two hundred bonds of the denomination of \$1,000 each, numbered from 151 to 189, inclusive; 301 to 319, inclusive; 370 to 408, inclusive; 416 to 433, inclusive; 501 to 520, inclusive; 712 to 719, inclusive; 732 to 786, inclusive; and 795 and 796, issued on or about their date pursuant to a resolution adopted by the Common Council of said City on the 4th day of December, 1914, and approved by the Mayor on the 5th day of December, 1914.

FURTHER RESOLVED, That the Mayor and City Clerk be and they hereby are authorized and directed to execute each of the bonds to be issued pursuant to this resolution and

that the City Comptroller be and he hereby is authorized and directed to countersign said bonds and the City Clerk be and he hereby is authorized and directed to affix the corporate seal of said City, now in use, to each of said bonds. The coupons annexed to such reissued bonds shall bear the fac-simile signature of the Comptroller.

FURTHER RESOLVED, That in other respects each of the bonds to be issued pursuant to this resolution and each of the interest coupons to be thereto attached shall be identical in form with said outstanding bonds as they were originally issued, except that each of said bonds shall recite on its face that it is duly reissued pursuant to a resolution duly adopted by said Board on the 27th day of July, 1938, in exchange for a bond of the same form and tenor originally issued as a coupon bond pursuant to the resolution recited in the outstanding bond in exchange for which said bond is to be issued, and thereafter converted into a fully registered bond.

FURTHER RESOLVED, That no bond shall be issued pursuant to this resolution in exchange for an outstanding bond unless prior thereto said outstanding bond shall have been registered to bearer.

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED, That the Department of Central Purchase be and it is here-

by authorized and directed to advertise for sealed proposals for furnishing and delivering Paving Brick Traffic Markers, for the Department of Public Affairs.

Bids to be received from 10.00 to 10.15 A. M. (DST) on such date as it shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Not voting: Commissioner Murphy.

Commissioner Byrne offered the following resolutions:

WHEREAS, funds are provided for in the appropriations of the Department of Parks and Public Property for 1938 for certain WPA projects; and,

WHEREAS, there is provided a WPA project for certain work in the Police Department Headquarters Building, a part of which is the installation of elevators; and,

WHEREAS, the Director of the Department of Parks and Public Property, by authority of the Board of Commissioners, did publicly advertise for, solicit and receive and open bids for furnishing and installing complete one (1) car switch control passenger elevator in the Police Headquarters Building, according to the specifications on file in the office of the said Director of the Department of Parks and Public Property; and,

WHEREAS, the said Director of

the Department of Parks and Public Property submits that the lowest responsible bidder is the Otis Elevator Company, whose bid for furnishing and installing the said elevator is \$7,224.00;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the contract for furnishing and installing complete one (1) car switch control passenger elevator in the Police Headquarters Building, according to the specifications on file in the office of the Director of the Department of Parks and Public Property, be and the same is hereby awarded to Otis Elevator Company, the lowest responsible bidder in response to public advertisements for sealed proposals, in the amount of \$7,224.00, and the Director of the Department of Parks and Public Property and the City Clerk are hereby authorized and directed to execute for and on behalf of The City of Newark a proper contract, according to the terms of proposal and specifications, which contract is to be approved as to form by the Law Department; and

BE IT FURTHER RESOLVED, that the cost of said elevator is to be made from funds provided for WPA project No. 3-7-896.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, funds are provided for in the appropriations of the Department of Parks and Public Property for 1938 for certain WPA projects; and,

WHEREAS, there is provided a WPA project for certain work in the Police Headquarters Building, a part of which is the installation of elevators; and,

WHEREAS, the Director of the Department of Parks and Public Property, by authority of the Board of Commissioners, did publicly advertise for, solicit and receive and open bids for the furnishing and installation complete of one electric sidewalk elevator for Police Headquarters Building, according to the specifications on file in the office of the said Director of the Department of Parks and Public Property; and,

WHEREAS, the said Director submits that the Burwak Elevator Company is the lowest responsible bidder, in the amount of \$1,591.00;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the contract for furnishing and installing complete one electric sidewalk elevator at Police Headquarters Building, according to the specifications on file in the office of the Director of the Department of Parks and Public Property, be and the same is hereby awarded to the Burwak Elevator Company, the lowest responsible bidder in response to public advertisements for sealed proposals, in the amount of \$1,519.00, and the Director of the Department of Parks and Public Property and the City Clerk are hereby authorized and directed to execute for and on behalf of The City of Newark a contract for furnishing and installing said elevator, according to the terms of proposal and specifications, contract to be approved as to form by the Law Department; and

BE IT FURTHER RESOLVED, That the cost of said elevator is to be made from funds provided for WPA project No. 3-7-896.

Jos M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Binder Stone, Concrete Units and Horseshoes, for the Department of Public Affairs, therefore be it

RESOLVED By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

VAN KEUREN & SON—
East Newark, N. J.

Approximately 2,000 No. 1 Batter
Units @ \$.175 each.

Approximately 25,000 Barrel Units @
\$.175 each.

Approximately 5,000 Fillers @ \$12.95
per M.

Approximately 7,700 Stretchers @
\$.13 each.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

One scow Grade "G" Binder Stone
(Section 417 Bureau of Streets
Standard Specifications) Scow de-
livery to City Asphalt Plant @
\$1.50 cu. yd.

FRANCIS P. DUFFY—Newark, N. J

Approximately 10 kegs No. 7 Front
Tips—Medium Phoenix @ \$8.66
keg.

Approximately 15 kegs No. 7 Hind
Tips—Medium Phoenix @ \$8.60
keg.

Approximately 15 kegs No. 8 Front
Tips—Medium Phoenix @ \$8.60
keg.

Approximately 15 kegs No. 8 Hind
Tips—Medium Phoenix @ \$8.60
keg.

Approximately 8 kegs No. 8 Front
Shoes Long Heel Medium Phoenix
@ \$8.10 keg.

Approximately 12 25 lb. boxes No. 10
Horseshoe Nails, large head, Cape-
well @ \$5.34 box.

Approximately 300 lbs. Genuine Toe
Steel 5/8" x 1/2" @ \$5.14 C. lbs.

Approximately 300 lbs. Genuine Toe
Steel 3/4" x 1/2" @ \$5.14 C lbs.

GOODYEAR RUBBER PRODUCTS
CORPORATION—Newark, N. J.

Approximately 100 pr. Special Steel
Plate No. 6 Horseshoe Pads—Rub-
ber @ \$.72 pr.

Approximately 250 pr. Special Steel
Plate No. 7 Horseshoe Pads—Rub-
ber @ .74 pr.

Approximately 200 pr. Special Steel
Plate No. 8 Horseshoe Pads—Rub-
ber @ .80 pr.

Approximately 150 pr. Special Steel
Plate No. 9 Horseshoe Pads—Rub-
ber @ .82 pr.

Approximately 100 pr. Special Steel
Plate No. 10 Horseshoe Pads—Rub-
ber @ \$1.05 pr.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin.

Nays: Commissioner Murphy.

WHEREAS, In accordance with the
law and by the authority of the
Board of Commissioners of the City
of Newark, New Jersey, the Depart-
ment of Central Purchase publicly so-
licitated, received and opened bids for
furnishing and delivering Meats
(Lodging House) and Tobacco (Alms-
house), therefore be it

RESOLVED, By the Board of Com-
missioners of the City of Newark
that the contracts for furnishing and
delivering said Meats and Tobacco to
the City of Newark, be and the same
hereby are awarded to the following
named firms, in the approximate
amounts set opposite their respective
names, being the lowest responsible
bidders in response to public adver-
tisement for sealed proposals, and the
Director of the Department of Pub-
lic Works and the City Clerk of the
City of Newark are hereby authoriz-
ed and directed to execute on the part
of the City of Newark, proper con-
tracts for furnishing and delivering
said Meats and Tobacco:

pproximately

Essex Beef Company,\$225.00
John Gialanella426.75
Ideal Packing Company343.75

NEW JERSEY TOBACCO COM-
PANY—Newark, N. J.

2 gross Corn Cob pipes "Irving S.
Cobb" @ \$7.80 gross.

16 gross Tobacco, Show Boat, $\frac{1}{2}$ oz.
@ \$5.25 gross.

50 gross Tobacco, Boka, 2 oz. @
\$10.25 gross.

50 gross Tobacco, Veterans, 2 oz. @
\$10.75 gross.

50 gross Tobacco, Plow Boy, 2 oz. @
\$10.50 gross.

50 gross Tobacco, Campbell's Ken-
tucky, 2 oz. @ \$10.25 gross.

60 gross Safety Matches in boxes @
\$.785 gross.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin.

Nay: Commissioner Murphy.

Commissioner Byrne offered the
following resolution:

WHEREAS, In accordance with the
law and by the authority of the Board
of Commissioners of the City of New-
ark, New Jersey, the Department of
Central Purchase publicly solicited,
received and opened bids for furnish-
ing and delivering one (1) Plymouth

Coupe, for the Bureau of Weights and
Measures, Department of Parks and
Public Property, therefore be it

RESOLVED: By the Board of
Commissioners of The City of New-
ark that the contract for furnishing
and delivering said automobile to the
City of Newark, be and the same
hereby is awarded as follows, being
the lowest formal bidder in response
to public advertisement for sealed
proposals, and the Director of the De-
partment of Parks and Public Prop-
erty and the City Clerk of the City
of Newark are hereby authorized and
directed to execute on the part of the
City of Newark, proper contracts for
furnishing and delivering said auto-
mobile:

S. H. GROSSMAN, Inc.
Newark, N. J.

One (1) 1938 Plymouth Business De-
Luxe Coupe, to be equipped with
"Group A" accessories for \$774.62.

ALLOWANCE:

1928 Ford Sedan, Engine No.
A824915—\$30.00.

1930 Ford Coupe, Engine No
A2937268—\$85.00.

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin.

Nay: Commissioner Murphy.

Commissioner Duffy offered the fol-
lowing resolution:

WHEREAS, In accordance with the
law and by the authority of the Board

of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Ford and Buick Automobiles, for use in the Department of Public Safety; therefore be it

RESOLVED, By the Board of Commissioners of The City of Newark that the contract for furnishing and delivering said materials to the City of Newark, be and the same are hereby awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said automobiles:

FALETTE-DURR, Inc.
Newark, N. J.

One (1) Ford V-8 85 Horsepower 122" wheelbase Panel Body Truck for \$1,500.00.

ALLOWANCE: One 1932 Chrysler Coupe with maintenance box in rear \$50.00.

NEWARK BUICK CORPORATION—
Newark, N. J.

One (1) 1938 Buick Model 81 Four-door Sedan (without tires) \$1,671.00

Allowance on five tires \$85.00.

GRIGGS MOTOR SALES, Inc.
Newark, N. J.

Two (2) Ford V-8 Coupes Standard Model 81A-85 h. p. @ \$781.99 ea.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Not voting: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the Director of the Department of Public Works, be and he is hereby authorized to issue order for the following extra work on the plumbing work being done at the Newark City Hospital Alteration, eliminating the fire hazard.

Due to unforeseen condition when the excavating under solarium for various rooms designated on the plans, a four inch (4") leader line was discovered which must be relocated and its position changed. For this work, the plumbing contractor, Schrenell & Company, submitted a bid for Sixty-seven dollars (\$67.00).

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the salary of John Wagenbach, Orderly, in the Newark City Hospital, Department of Public Works, be and the same is hereby adjusted from \$780 to \$900 per annum, effective July 1, 1938. This salary change is granted due to the fact that he is assigned to the G & H Ward of the Newark City Hospital which work is very hazardous and he is entitled to the extra compensation because of the nature of the work he performs daily.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Charles Schefsy, owner; for the establishment and operation of an automobile parking station in a 1st industrial district; premises 10 Oxford Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period of one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anyone opposed to this application?

(No response.)

Commissioner Duffy: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of C. H. Batkin and A. E. Mulhall (C. H. Batkin and H. R. Batkin, owners); for the establishment and operation of an automobile parking station in a 1st industrial district; premises 20-22 Oxford Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period of one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anyone opposed to this application for Oxford Street?

(No response.)

Commissioner Duffy: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Morris Epstein and Max Yavner (Natural Carbonic Holding Co., owner); for the establishment and operation of an automobile parking station in a 2nd industrial district; premises 942-950 Frelinghuysen Avenue; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period of one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anyone who desires to be heard in opposition to this application?

(No response.)

Commissioner Duffy: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

The following communication was received and read:

Board of Adjustment

Newark, N. J., July 26, 1938.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*918 Eighteenth Avenue; Paul Bouchard; renewal of permit for retail ice depot; such use to be limited to the period of two years ending June 3, 1940;

*150 Fourteenth Avenue; Robert Minnefor; renewal of permit for two portable gasoline tanks; such use to be limited to the period of one year ending July 8, 1939;

122-123½ North Eleventh Street; Clifford F. MacEvoy Co., owner; in a 1st industrial district the construction and operation of a public garage to occupy one hundred per cent of lot area and to extend to front property line;—(No objectors);

17-23 Avenue "A"; Pee Jay Realty Co.; in a 2nd industrial district the construction and operation of a gasoline service station; such use to be limited to the period ending eight years from date of approval by the Board of Commissioners;— (No objectors);

*456 Lyons Avenue; Vincent Zambolla; renewal of permit for retail ice depot; such use to be limited to the period of two years ending June 26, 1940.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin,
Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of July 27, 1938.)

Received, copy to be sent to each commissioner and further action postponed to August 3, 1938.

Commissioner Duffy: I move the rules be suspended in the case of renewals.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Paul Bouchard

(Heller Construction Co., owner); for the renewal of permit for retail ice depot; premises 918 Eighteenth Avenue; such use to be limited to the period of two years ending June 3, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anyone opposed to the application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert Minnefor (West End Building and Loan Association, owner); for the renewal of permit for two portable gasoline tanks; premises 150 Fourteenth Avenue; such use to be limited to

the period of one year ending July 8, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anyone opposed to the application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Vincent Zambolla (Minahan Realty Co., owner) for the renewal of permit for retail ice depot ;premises 456 Lyons Avenue; such use to be limited to the period of two years ending June 26, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board

of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anyone opposed who desires to be heard?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

Acting Mayor Murphy offered the following resolution:

WHEREAS, on May 25, 1938, the Board of Commissioners adopted a resolution, No. 2650, wherein the City accepted the sum of \$1,500.00 from the Broad and Commerce Building and Loan Association, owner of the property at 140 Pacific Street, Newark, New Jersey; and,

WHEREAS, the said sum was to be accepted as a compromise under and by virtue of

Chapter 70, P. L. 1933, Rev. St. N. J. 54:4-99 to 102.

and to be in satisfaction of all past due taxes, assessments and municipal charges, interest and penalties; and,

WHEREAS, inadvertently or by typographical error, a comma was omitted between the words "interest"

and "charges" wherever said words appeared in aforesaid resolution;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that said resolution No. 2650 be and the same is hereby corrected by the insertion of a comma between the words "interest" and "charges" wherever they appear in aforesaid resolution, so that the intention of the City to accept the sum of \$1,500.00 in satisfaction of all past due taxes, assessments, interest, municipal charges, inclusive of arrears of water, and penalties, will be clearly set forth, and in all purposes be and is hereby amended to include the arrearages of water on said premises at 140 Pacific Street, Newark, New Jersey, and to cancel the remainder of any such past due taxes, assessments and other municipal charges, both of principal and interest and penalties thereon; all under and by virtue of the above mentioned law.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk: There is a request by counsel for Pee Jay Company in a matter that is to be heard next week. There were no objectors and he requests a suspension of the rules so that the matter may be heard at this time.

Commissioner Duffy: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Not voting: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Pee Jay Realty Co., (City of Newark, owner); for the construction and operation of a gasoline service station in a 2nd industrial district; premises 17-23 Avenue "A"; such use to be limited to the period of eight (8) years from date hereof; on condition that same is constructed and maintained in conformity with the rules of the Board of Adjustment, and that the driveways be not more than eighteen (18') feet wide;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anyone who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by thee following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

The City Clerk: There is a request for the suspension of the rules on the application of Clifford F. MacEvoy for the construction and operation of a public garage, 122-128½ North 11th Street. There were no objectors.

Commissioner Duffy: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Clifford F. MacEvoy Co., owner; for the construction and operation of a public garage to occupy one hundred percent of lot area and to extend to front property line, in a 1st industrial district; premises 122-128½ North Eleventh Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application of Mr. MacEvoy for the construction of a garage. Is there anyone opposed who desires to be heard?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

APPROVED:

VINCENT J. MURPHY,
JOS. M. BYRNE, Jr.
M. P. Duffy,
PEARCE R. FRANKLIN,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

August, 1938

Newark, N. J., August 3, 1938

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy.

Absent: Mayor Ellenstein.

Commissioner Murphy, presiding.

Acting Mayor Murphy: The Clerk will read the minutes of the previous meeting.

Commissioner Duffy: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Or-

dinance to repeal an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'Zoning Ordinance of The City of Newark, adopted January 8, 1930,' which said ordinance was adopted March 23rd, 1938," and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move that the ordinance be laid over to September 7th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance to amend an ordinance entitled: "Zoning Ordinance of The City of Newark," adopted January 8, 1930, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move that the ordinance be laid over to September 7th.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy Franklin, Murphy.

The City Clerk presented An Ordinance to amend an ordinance entitled: "An Ordinance granting permission to 335 Delancy Street Realty Company and Austen H. McGregor Estate, Inc., to construct, operate and maintain a single track freight siding at grade across Avenue I, from a point in the westerly line of Avenue I, distant 107 feet southerly from the south-westerly corner of Avenue I and Delancy Street to a point in the easterly line of Avenue I distant 107 feet southerly from the south-easterly corner of Avenue I and Delancy Street," which said ordinance was adopted November 24th, 1937, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin: I move that the ordinance be laid over to August 10th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of bonds of The City of Newark for the purpose of constructing water mains in certain public streets and roads in said City, and stated that today was the time fixed for hearing on the same.

Acting Mayor Murphy: Does any citizen desire to be heard in opposition to this ordinance?

Mr. Jerome B. Wiss: We are not here in opposition to this ordinance or the other bond ordinances. We

are a Committee of the Broad Street Association which was formed recently for the purpose of reviewing the City finances in the hopes of keeping the Budget down for the year 1939. This particular ordinance is one of six which I believe are coming up, and if it is permissible we would like to speak to all six of them at once.

Acting Mayor Murphy: That is all right.

Mr. Wiss: Involved in these ordinance is a matter of \$1,185,000 for the bonding of the City of Newark, divided into six items. We respectfully request that the second and third reading on these ordinances be deferred until such time as Mayor Ellenstein returns from Europe. We would like to have more information about all of the ordinances, and since they are in the Mayor's Department we would like to have the final passage of these ordinances deferred until such time as the Mayor returns and has given us the information we desire.

Acting Mayor Murphy: The Mayor made a request on leaving that he would like to have the Commission act on these ordinances as they come along to prevent people being laid off by the W. P. A. For instance, his department is supposed to be working on a P. W. A. project for the completion of the swimming pools and which had been agreed upon with him by the other members of the Commission as it was thought to be for the best interests of the City to finish them by P. W. A. rather than by W. P. A.

Mr. Wiss: These ordinances state definitely that P. W. A. has agreed to loan the City \$315,000.

Acting Mayor Murphy: Of course, that statement is included in the ordinance. If it was not, the ordinance would not be any good.

Mr. Gustave W. Gehin: Would your Commission, do you believe, want to pass an ordinance in the verbiage or there was a specific statement that \$315,000 had been appropriated, and then find out subsequently that it had not been appropriated. We have tried to verify this \$315,000 grant and have been unable to do it.

Acting Mayor Murphy: I am not a lawyer, but I do know that if this ordinance is passed and the \$315,000 grant is not made by the Government, that the ordinance would not be effective, and naturally as the Director of Revenue and Finance I would not issue any bond or pay any bills unless the ordinance was complied with.

Mr. Wiss: That is just one question that you answer here. There are various questions on this ordinance on which we think there should be some enlightening information given.

Acting Mayor Murphy: I think that some of the ordinances could be delayed without affecting those that are now employed, but we have information that action on the street project should be taken as expeditiously as possible because it means the laying off of about 5,000 people that are employed if this ordinance is not adopted.

Commissioner Franklin: They are on relief in the form of W. P. A. projects. The money comes from the source of W. P. A. funds. If these projects are suspended, the appropriation will have to come from the City direct with some reimbursement from the State. The reason for these ordinances is that W. P. A. was ready to suspend these projects unless we gave some concrete evidence of financial co-operation and that co-operation must be in the form of the passage of ordinances providing for the issuance of bonds, otherwise they

would promptly suspend these projects. It is true that all of these recipients are in the nature of receiving relief, but not from our relief department. They receive it from Federal funds.

Mr. Wiss: There is involved in this \$1,185,000 worth of City expenditures, of which a certain proportion is for labor and a certain proportion for other costs. In the total of these bonds there is \$231,000 worth of funds which are designated for certain purposes, engineering costs, supervision, etc., which has nothing to do with relief going directly to individuals. Subtracting that leaves less than \$1,000,000, of which two-thirds might be going direct to payrolls of these individuals. If they were suspended for a matter of two weeks it would not mean over \$40,000 or \$50,000 at the utmost of transference of relief funds.

The City Clerk: None of the money appropriated in bonds goes to the payroll. It is used to supply materials. The W. P. A. money is used for payrolls.

Mr. Gehin: Do you think it would be too important to defer these things until after the Mayor returns?

Commissioner Franklin: I do not think that is the question. It is a question of what the W. P. A. Administration would do in the meantime. They have apparently issued an ultimatum unless these funds are definitely appropriated they will have no further funds to match their commitments, and that they would suspend these projects.

The City Clerk: Yes, W. P. A. made a definite statement at a conference and they put it in the form of a letter unless some definite action was taken by July 28th, 5,300 people would be taken off the W. P. A. pay-

roll and thrown back on relief. However, definite action in the introduction of these ordinances was taken two weeks ago.

Commissioner Franklin: Is there a representative of the W. P. A. here?

Mr. William C. Clarey, representing the W. P. A.: We are faced with a situation, as the Commissioners know. We presented the facts to them that unless they supply us with the necessary sponsor's contribution we are forced to curtail these projects and lay off the men. We have no choice.

Mr. Wiss: Within how short a period?

Mr. Clarey: Almost immediately.

Mr. Wiss: Two weeks?

Mr. Clarey: No. In the letter to the Commissioners we outlined a schedule which would have to be followed if the City did not supply its sponsor's contribution.

(Mr. Clarey left the Commissioners' Chamber to telephone and upon his return conferred with Acting Mayor Murphy).

Acting Mayor Murphy: I would like to say to the Committee we just received a report from W. P. A. that on some of these projects where men are now working they will carry it along for another week, but that is as far as they can go. They have been discussing it for a long time with the City Commission. If it is agreeable to the rest of the members of the Commission as to the other ordinances, we will defer action on all of them for one week.

Mr. Wiss: We would like to meet all the Commissioners at a conference.

(It was agreed to meet at the Robert Treat Hotel on Tuesday, August 9th, at 5.00 P. M., and that representatives of W. P. A., representatives from the Mayor's Department, engineers and others be requested to attend to answer questions.

Commissioner Byrne: I move that further consideration be postponed until Wednesday, August 10th, 1938.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move that further consideration be postponed until August 10th, 1938.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today

was the time fixed for hearing on the same.

Commissioner Byrne: I move that further consideration be postponed until Wednesday, August 10, 1938.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of \$125,000 Sewer Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move that further consideration be postponed until Wednesday, August 10, 1938.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move that further consideration be postponed until Wednesday, August 10, 1938.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of \$250,000 Street Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Byrne: I move that further consideration be postponed until Wednesday, August 10, 1938.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Two Thousand, Nine Hundred Seventy-two dollars and Ninety-seven Cents (\$2,972.97) be and the same is hereby appropriated to the persons named on the attached certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 43.10
Comptroller	25.00
Auditor	5.00
Treasurer	5.00
Tax Board	26.00
1938 Taxes	2,868.87
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	\$ 2,972.97

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

Revaluation Bureau . . .	404.14
Board of Assessments for	
Local Improvements	859.23
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	\$ 20,543.14

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Three Hundred and Twenty-six Dollars (\$326.00) be and the same is hereby appropriated to the persons named on the attached certified list, being the bill and claim of the Department of Revenue and Finance, as follows:

Insurance Fund Commission ..\$326.00

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Twenty Thousand, Five Hundred Forty-three Dollars and Fourteen Cents (\$20,543.14) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance, from July 16th to 31st, 1938, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Auditor's Office	1,970.00
City Treasurer's Office ..	896.64
Receiver of Taxes	2,642.85
Arrears of personal taxes	1,876.96
Board of Assessments and	
Revision of Taxes	7,652.61

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Two Hundred Twenty-four Thousand, Eight Hundred Twenty Dollars and Forty-three Cents (\$224,820.43) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety, from July 16th to 31st, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	1,897.48
First Criminal and Family	
Courts	1,187.48
Second Criminal Court ..	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	82,979.44
Police Division	132,814.45
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	\$224,820.43

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Thousand Two Hundred Twenty-two Dollars and Nineteen Cents (\$1,222.19) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$1,222.19

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Eighty-nine Thousand, Eight Hundred Forty-one Dollars and Seventy-one Cents (\$89,841.71) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the last half of July, 1938, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	22,496.72
Newark City Hospital	23,834.99
Convalescent Hospital	1,919.82
Newark City Home	3,350.61
Bureau of Baths	5,619.67
Newark City Alms House	2,569.15
Ivy Hill Power Plant	2,803.74

Outdoor Poor Department	1,945.82
Emergency Relief—	
Administration	23,734.54
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	\$ 89,841.71

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Eleven Thousand, One Hundred Nine Dollars and Seventy-eight Cents (\$11,109.78) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital Alterations	\$ 4,644.96
Director's Office	27.75
Public Outing	60.00
Outdoor Poor Department	40.32
Band Concerts	617.00
Ivy Hill Power Plant	1,511.75
Newark City Hospital	4,208.00
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	\$ 11,109.78

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of

Eleven Thousand, Three Hundred Seventeen Dollars and Thirty-three Cents (\$11,317.33) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from July 16th to 31st, 1938, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,706.36
Municipal Farmers' Market	206.24
Centre Market	105.60
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49
W. P. A. Project No. 1485-7	145.83
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	\$ 11,317.33

Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Three Thousand, Three Hundred Twenty Dollars and Thirty-five Cents (\$3,320.35) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending July 27th and July 30th, 1938, as follows:

Shade Tree	\$2,108.35
Public Buildings	1,212.00
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	\$3,320.35

Jos M Byrne, Jr.
 Vincent J. Murphy
 Pearce R. Franklin
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Thirty Dollars (\$30.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$30.00
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Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Three Hundred Forty-four Dollars and Eleven Cents (\$344.11) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$265.25
Docks	8.71
Newark Airport	43.79
Streets	25.36

Motors40
Street Cleaning60
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	\$344.11

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Thirty-one Thousand, Six Hundred Forty-three Dollars and Twelve Cents (\$31,643.12) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending July 27, 1938:

Bureau of Motors	\$ 2,687.70
Bureau of Streets	2,097.33
Bureau of Sewers	1,111.58
House Sewer Connections	178.70
Bureau of Street Cleaning	15,837.07
Street Construction	38.88
Bureau of Docks	746.60
Bureau of Water	8,945.26
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	\$ 31,643.12

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of

Forty-five Thousand, Eight Hundred Seventy-seven Dollars and Fifty-one Cents (\$45,877.51) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period July 16th—July 31, 1938:

Director's Office	\$ 1,439.57
Newark Airport	3,665.82
Bureau of Lighting	420.00
Bureau of Streets	2,883.15
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,219.08
Bureau of Surveys	3,089.16
Engineering Division	1,129.99
Bureau of Motors	1,927.63
Bureau of Water	19,696.98
Street Construction	2,664.95
Newark Labor Relations Board	238.33
Bureau of Docks	1,007.50
City Railway	854.16
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	\$ 45,877.51

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Four Thousand, Seven Hundred Thirty-nine Dollars and Eighty Cents (\$4,739.80) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the De-

partment of Public Affairs, as follows:

Street Construction WPA	
Project No. 3531-7	\$ 4,636.80
Street Construction WPA	
Project No. 3531-7	103.00
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	\$ 4,739.80

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Seven Hundred and Nine Dollars and Eighty-eight Cents (\$709.88) be and the same is hereby appropriated to the persons named on the attached certified list, being the bills and claims of the Inter-Department Department as follows:

City Clerk	\$388.00
Elections	123.30
Board of Adjustment	142.00
Central Purchase	52.12
Labor Relations Board	4.46
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	\$709.88

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Twelve Thousand, One Hundred and Six Dollars and Forty-seven Cents

(\$12,106.47) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-Departmental Department from July 16th to July 31st, 1938, as follows:

Law Department	\$ 3,811.62
City Clerk	3,054.07
Elections	350.00
First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment	460.00
Central Purchase	2,147.48
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	\$ 12,106.47

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, The Gainaday Washers Service Company, located at No. 449 Broad Street, Newark, New Jersey, was assessed at a valuation of \$200.00 for personal property in 1936 and 1938; and,

WHEREAS, said Company was erroneously assessed at a valuation of \$2,000.00, tax \$73.80 for personality in 1937;

BE IT THEREFORE RESOLVED By the Board of Commissioners of The City of Newark that assessment of \$2,000.00, tax \$73.80, for personal property in 1937 be reduced to \$200.00, tax \$7.38, and that the Receiver be authorized to cancel the balance of \$1,800.00, tax \$66.42 of record.

Vincent J. Murphy
 M. P. Duffy
 Pearce R. Franklin
 Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, On October 1st, 1936, Helen McGuiness was assessed as the owner of the following land and premises, to wit:

No. 12 Jefferson Street, Newark, N. J., Block 173, Lot 44;

No. 14 Jefferson Street, Newark, N. J., Block 173, Lot 43;

No. 16 Jefferson Street, Newark, N. J., Block 173, Lot 42;

No. 16½ Jefferson Street, Newark, N. J., Block 173, Lot 41; and,

WHEREAS, said premises were assessed as follows:

No. 12 Jefferson Street, land \$1,000, building \$1,300, total \$2,300, tax \$84.87.

No. 14 Jefferson Street, land \$700, building \$1,300, total \$2,000, tax \$73.40.

No. 16 Jefferson Street, land \$1,300, building \$2,500, total \$3,800, tax \$140.22.

No. 16½ Jefferson Street, land \$900, building \$2,400, total \$3,300, tax \$121.77

and,

WHEREAS, On October 1, 1936, said premises were vacant and untenanted, and were subsequently razed in March, 1937; and,

WHEREAS, it is the opinion of the Board of Assessment and Revision of

taxes that said premises should have been assessed nominally at 50% of the value at which they were entered for the year 1937;

BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the assessments on the aforesaid premises be reduced to the following valuations for 1937:

No. 12 Jefferson Street, land \$1,000, building \$650, total \$1,650, tax \$60.89.

No. 14 Jefferson Street, land \$700, building \$650, total \$1,350.00, tax \$49.82.

No. 16 Jefferson Street, land \$1,300, building \$1,250, total \$2,550, tax \$94.10.

No. 16½ Jefferson Street, land \$900, building \$1,200, total \$2,100, tax \$77.49.

and that the Comptroller be authorized to make the necessary changes upon his records and to cancel the balance upon each property as hereinafter stated:

No. 12 Jefferson Street, Block 173, Lot 44—\$23.98.

No. 14 Jefferson Street, Block 173, Lot 43—\$23.58.

No. 16 Jefferson Street, Block 173, Lot 42—\$46.12.

No. 16½ Jefferson Street, Block 173, Lot 41—\$44.28.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, The Bell-Mar Company was assessed at a valuation of land \$14,900.00, improvements \$11,100.00, total \$26,000.00 in 1937 for premises designed at No. 713-715 High Street, Newark, New Jersey. Block 2559, Lot 29; and,

WHEREAS, the improvements on said lot had been razed in August, 1936 and were, therefore erroneously assessed for 1937;

BE IT THEREFORE RESOLVED By the Board of Commissioners of The City of Newark that the assessment of 1937 be corrected to land \$14,900.00, total \$14,900.00, tax \$549.81; that the assessment on Improvements \$11,000.00, tax \$403.70 be cancelled and that the Comptroller be authorized to cancel the same of record.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, Herman Peller, 17 South Orange Avenue, owes personal taxes for the following years:

1929 personal taxes	\$37.00	Balance
1930 personal taxes	59.10	
1931 personal taxes	59.70	
1932 personal taxes	57.00	
1933 personal taxes	49.20	
1934 personal taxes	54.75	
1935 personal taxes	67.20	
1936 personal taxes	38.10	

making a total of \$422.05, flat;

WHEREAS, at a sale of goods and chattel of Herman Peller would only realize \$50.00;

THEREFORE, BE IT RESOLVED That the Tax Receiver be authorized to accept the sum of \$50 and apply \$38.10 against the 1936 personal tax and \$11.90 against the 1935 personal tax, making a total of \$50, and the balance of the 1935 personal tax, amounting to \$55.30, the 1929 personal tax amounting to \$37, and 1930 personal tax of \$59.10, the 1931 personal tax of \$59.70, the 1932 personal tax of \$57, the 1933 personal tax of \$49.20, and 1934 personal tax of \$54.75, making a total of \$372.05 be cancelled.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, On March 9, 1937, Arthur J. Connelly, a counsellor at law, received from the Acting Comptroller of the City of Newark an official tax search on premises situated 53 Rankin Street, Newark, New Jersey, copy of which official search is attached hereto and made part hereof; and,

WHEREAS, the aforesaid official tax search did not show any tax liens against the property on said date; and,

WHEREAS, there was pending at that time an appeal concerning the 1936 taxes, the owner having appealed the assessment to the County Tax Board, and upon which appeal the County Board granted a reduction in

the assessment, which resulted in a reduction of of \$106.68 in taxes; and,

WHEREAS, On February 23, 1938, the State Tax Board of Appeals reversed the decision of the County Tax Board, and consequently there was then due and owing the municipality the sum of \$106.68 in taxes for the year 1936; and,

WHEREAS, the said property at 53 Rankin Street was acquired by the present owner, one Helen Marad, who did acquire the said premises in reliance upon the aforesaid official tax search, copy of which is attached hereto and made a part hereof, and the aforesaid tax search did not disclose the lien in the sum of \$106.68 for the balance of taxes on said property for the year 1936 as hereinbefore set forth; and,

WHEREAS, under and by virtue of the laws of the State of New Jersey, (Rev. St. 54:5-17), a person who shall acquire for a valuable consideration an interest in lands covered by an official tax search, in reliance upon that search, shall hold such interest free from any municipal lien held by the municipality not shown on that search;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby directed and authorized to cancel the said balance of taxes for the year 1936 on the premises at 53 Rankin Street, amounting to the sum of \$106.68, and any interest and charges which may have accrued thereon.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, The Mackenzie Motors, Inc., a corporation of New Jersey, was for a part of the year 1936 in business at 185 Clinton Avenue, in the City of Newark, for which year there was an assessment in the sum of \$472.44 for personal tax; and,

WHEREAS, the said Mackenzie Motors, Inc., is now located at 585 Millburn Avenue, in the Township of Millburn; and

WHEREAS, the said Mackenzie Motors, Inc., petitions that there be an abatement of the tax aforesaid for the year 1936, on the ground that it has no funds on hand with which to pay any of its obligations, and presently submits that its business is insolvent, and submits a balance sheet as of May 31, 1938, to sustain the same, together with an affidavit over the signature of the President, all of which is attached hereto and made a part hereof; and,

WHEREAS, the Director of the Department of Revenue and Finance submits that the City has been successful in securing an offer of \$188.00 in full settlement of the aforesaid tax, together with all interest and penalties; and,

WHEREAS, it appears that the lien of the City for the aforesaid tax is impaired, and properly comes within the objective of the law governing settlement of unpaid taxes of the City, Rev. St. 54:4-97;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of \$188.00 be and the same is hereby accepted from the Mackenzie Motors,

..., formerly located at 185 Clinton Avenue, Newark, New Jersey, in full satisfaction for the tax assessed against the said Company while located at the above address for the year 1936, as hereinabove set forth; and the Director of the Department of Revenue and Finance be and he is hereby authorized to accept the said sum of \$188.00 in full settlement for the said 1936 tax of \$472.44, inclusive of any interest and penalties accrued thereon, and to cancel the difference between the said sum of \$188.00 and the 1936 tax, and all interest and penalties.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy offered the following resolutions:

WHEREAS, On April 20, 1938, George Van Dyke, Sol Dorsey, Edward Trautman, Nathaniel Crawford, Jake Bryant, Herbert Carter and Hobart Nash were convicted in the Third Criminal Court of The City of Newark for violation of "An Act Concerning Disorderly Persons," Revised Statutes of New Jersey, Section 2:202-16, and fined the sum of \$25.00 each; and,

WHEREAS, on a review of the convictions by the Essex County Court of Common Pleas, the said convictions were set aside; and,

WHEREAS, on the 2nd day of August, 1938, on motion of Arthur J. Connelly, Attorney for aforesaid convicted persons, an order was entered

in said Common Pleas Court, directing the refund of the said fines of \$25.00 each, totalling \$175.00;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the sum of \$25.00 be and is hereby ordered paid to each of the said defendants George Van Dyke, Sol Dorsey, Edward Trautman, Nathaniel Crawford, Jake Bryant, Herbert Carter and Hobart Nash, as directed in the order entered in the Common Pleas Court, which is attached hereto and made a part hereof; and,

BE IT FURTHER RESOLVED, that said payments be made from the fines collected in the said Third Criminal Court; and

BE IT FURTHER RESOLVED, That the Director of the Department of Revenue and Finance is directed to pay same to the several persons mentioned, upon execution and delivery of proper releases from each and the said Attorney, Arthur J. Connelly, in form approved by the Law Department.

M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

An application for a permit to display fireworks from The Society of S. S. Madonna Della Nova, Lorenzo Marcantuono, Chairman, on August 6th, 1938, in the immediately vicinity of St. Lucy's Church, from 2:00 P. M. intermittently until 7:00 P. M. was received and ordered filed.

Commissioner Duffy offered the following resolutions:

WHEREAS, Society of Madonna Della Neve, a non-pecuniary corporation under the laws of this State, sponsoring the official celebration of the feast day of St. Neve, under the auspices of said Society, in conjunction with St. Lucy's Roman Catholic Church, has made application for permit for fireworks display in the public streets in the vicinity of the Church, on August 6th. 1938, between the hours of 2 o'clock P. M., and 7 o'clock P. M., and

WHEREAS, said application has been duly approved by the Chief of Police and the Fire Department of the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that permission is hereby granted to Society of Madonna Della Neve, a non-pecuniary corporation, organized under the laws of the State of New Jersey, sponsoring the official celebration of the feast day of St. Neve, under the auspices of St. Lucy's Roman Catholic Church, of Newark, and said Society, to conduct the fireworks display, as applied for, on the posting of a bond in the sum of \$3,000, as provided under Chapter 51, P. L., 1937; said bond to be approved as to form by the Law Department.

M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, an application has

been made to the City of Newark by Society of Madonna Della Neve, a non-pecuniary corporation of the State of New Jersey, for a permit to display fireworks on August 6, 1938, in the vicinity of the public streets near St. Lucy's Roman Catholic Church of Newark; and,

WHEREAS, a bond, as required by Chapter 51, P. L., 1937, has been filed, furnished by said Society, as principal, and Indemnity Insurance Company of North America, as surety, the form of which has been approved by the Law Department;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that said bond be and the same is hereby approved.

M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering License Tags and Badges, for use in the Department of Public Safety.

Bids to be received between the hours of 10.00 and 10.15 A. M. (DST) on such date as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nay: Commissioner Murphy.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Hydrants and Valves, therefore be it

RESOLVED, By the Board of Commissioners of The City of Newark that the contract for furnishing and delivering said materials to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Affairs, and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said hydrants and valves:

THE A. P. SMITH MANUFACTURING CO.—EAST ORANGE, N. J.

One (1) or more of any or all sizes of Low Pressure Valves, Low Pressure Hydrants and Low and High Pressure Tapping Sleeves and Valves, as per unit prices shown on list on file in the office of the Department of Central Purchase.

One (1) or more of any or all Repair Parts for above, all as shown on above mentioned price list.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Naye: Commissioner Murphy.

WHEREAS, In accordance with the Law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Street Brooms and Fibre, therefore be it

RESOLVED, By the Board of Commissioners of the City of Newark, that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said brooms and fibre:

A. STEIERT & SON—
Philadelphia, Pa.

Approximately 2 gross No. 1620
Brooms—bassine @ \$7.13 dozen.

Approximately 1 gross No. 1613
Brooms—bass @ \$5.57 dozen.

Approximately 10,000 lbs. Bamboo
Motor pick-up Fibre, 26" long,
good grade—as per sample to be
seen at 9-11 Jay Street, Newark,
N. J. To be packed in 100 lb
bundles @ .05½ lb.

Jos M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Naye: Commissioner Murphy.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Paper Towels, for the Department of Parks and Public Property, therefore be it

RESOLVED By the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said towels to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Parks and Public Property and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Paper Towels:

C. G. WINANS COMPANY,
Newark, N. J.

Approximately 355 cases Paper Towels, 30 Pkgs. to case, 125 towels to pkg.—Standard case lots @ .067 pkg.

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Naye: Commissioner Murphy.

WHEREAS, On May 25, 1938, the Board of Commissioners adopted resolution No. 2665, whereby the Director of the Department of Parks and Public Property was authorized and directed to advertise for bids on window cleaning, City Hall group buildings; and

WHEREAS, the said Director did publicly advertise for, solicit, receive and open bids on June 20, 1938; and,

WHEREAS the said Director submits that all of said bids received be rejected;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that all of the bids received by the Director of the Department of Parks and Public Property for window cleaning, City Hall group buildings, on June 20, 1938, be and the same are hereby rejected and the aforesaid resolution rescinded.

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

WHEREAS, Heirs Research Bu-

reau, and Nathan Reibel, have offered to recover fees which have escheated to the City of Newark and unknown to said City amounting to approximately Ten Thousand (\$10,000.00) Dollars upon agreement of the City of Newark to pay the said Heirs Research Bureau and Nathan Reibel the following contingent fees:

50% of the first \$500 of the claim; 33 1/3% of the second \$500.00 of the claim; 25% of the third \$500.00 of the claim or any additional sum;

When and only upon the collection of said claims;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the said City of Newark enter into a contract with Heirs Research Bureau and Nathan Reibel, more particularly setting forth the terms of the agreement between the said Heirs Research Bureau and Nathan Reibel, and the City of Newark, which contract shall be approved as to form by the Law Department.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy.

Nays: Commissioner Byrne.

WHEREAS, Heirs Research Bureau and Nathan Reibel have presented to the City of Newark signed and executed contract pertaining to recovery of funds which have escheated to the City of Newark, as more particularly set forth in the contract hereto annexed, which contract has

been duly approved as to form by the Law Department;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the City of Newark enter into said contract with Heirs Research Bureau and Nathan Reibel, and that the said contract be duly executed in behalf of the City of Newark by the Mayor and City Clerk of the said City of Newark.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, under and by virtue of the provisions of the Emergency Relief Appropriation Act of 1938, the authority of the certifying agents for municipalities was cancelled, and in lieu thereof Referral Agents provided for; and,

WHEREAS, the Overseer of the Poor was appointed certifying officer of The City of Newark by resolution adopted by the Board of Commissioners; and,

WHEREAS, he is to be appointed by resolution concurrently adopted herewith Referral Agent for The City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of

The City of Newark, that Resolution No. 6001, adopted by this Board on August 12, 1936, wherein Owen A. Malady was appointed Relief Officer, be and the same is hereby rescinded.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, under the provisions of the Emergency Relief Appropriation Act of 1938 a change in procedure is contained therein, affecting persons who are found in need of relief, and the certification thereof; and,

WHEREAS, the State Administrator's existing approvals of all certifying officers have been cancelled; and,

WHEREAS, under the aforesaid act the governing body of the municipality is required to appoint a Referral Agent; and,

WHEREAS, at a meeting of the Municipal Assistance Board of the City of Newark, held on July 28, 1938, it was upon motion, recommended to the Board of Commissioners of The City of Newark that the Overseer of the Poor of The City of Newark be appointed such Referral Agent for The City of Newark; and,

WHEREAS, said appointment is by law required to be effective not later than August 1, 1938;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark that Owen A. Malady, Overseer of the Poor of The

City of Newark, be and he is hereby appointed Referral Agent for The City of Newark, in accordance with the provisions and for the purposes contained in the Emergency Relief Appropriation Act of 1938, which appointment is and shall be effective as required by law as of August 1, 1938.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy offered the following resolution:

WHEREAS, The Eastern Section, International Association of Electrical Inspectors, will meet at Baltimore, Maryland, on September 6, 7, and 8, 1938; and,

WHEREAS, at said Meeting matters of importance concerning the National Electrical Code, which Code is the basis of electric wiring installation for the entire country, will be acted upon; and,

WHEREAS, the attendance at said meeting of a representative of the Electrical Bureau of the Department of Public Safety of the City of Newark will inure to the benefit of said City; and,

WHEREAS, in the opinion of the Director of the Department of Public Safety of the City of Newark the Electrical Bureau of the City of Newark should be represented at said Meeting, and in accordance therewith Ralph B. Ward, Chief of the Electrical Bureau, of the Department of Public Safety, has been instructed to attend the aforesaid Meeting;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the action of the Director of the Department of Public Safety in sending said Ralph B. Ward to the Meeting of the Eastern Section, International Association of Electrical Inspectors at Baltimore, Maryland, on September 6, 7 and 8, 1938, be and the same is hereby concurred in; and,

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the Director of the Department of Public Safety be and he is hereby authorized to arrange for Said Ralph B. Ward to attend the Meeting of the Eastern Section, International Association of Electrical Inspectors, at Baltimore, Maryland, on September 6, 7, and 8, 1938, and that the expenses incurred by said Ralph B. Ward while in attendance at said Meeting for transportation, meals and lodging, be paid upon same being approved by the Director of the Department of Public Safety.

M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions;

WHEREAS, Douglas Corrigan wrote a new chapter into the history of aviation through his daring flight across the Atlantic in a land plane of obsolete pattern and with the most meagre of navigating equipment; and,

WHEREAS, Douglas Corrigan,

through his unprecedented and spectacular exploit exhibited that rare courage and skill that has characterized those intrepid aviators who preceded him in blazing airway trails across the vast expanses of both the Atlantic and Pacific; and

WHEREAS, Douglas Corrigan most appropriately chose Ireland as his objective and thereby served to seal the bonds of friendship that have always promoted reciprocal sympathies between the Irish people and these of America; be it therefore

RESOLVED By the Board of Commissioners of the City of Newark, as representative of its citizenry, to officially welcome Douglas Corrigan on his visit to this City, as guest of the Newark Advertising Club, Tuesday, August 9, at noon, and pay deserving tribute to those qualities of stalwart manhood, dauntless courage and rare ability that have served to focus the admiration of the entire world on Douglas Corrigan; and be it further

RESOLVED, That Douglas Corrigan be presented with an engrossed transcript of this text testifying to the high esteem in which he is held by all Newarkers.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, The Board of Commissioners of The City of Newark passed resolution No. 5680 adjusting unpaid taxes, assessments and liens on lots owned by the Handler Realty Co., Inc., and known as 197-199 Ivy Street, Block 4262, Lot 17; and 45-47

Midland Place, Block 4262, Lot 15 and

WHEREAS Handler Realty Co. Inc., failed to pay within 60 days of the passage of the aforesaid resolution the adjustments on Lots 15 and 17, Block 4262 aforesaid, and

WHEREAS Handler Realty Co., Inc., has now offered to pay the adjustments aforesaid as provided in the aforesaid resolution, amounting to \$900.00 on Lot No. 17, Block 4262, and \$840.00 on Lot No. 15, Block 4262, or a total of \$1,740.00,

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the sum of \$900 and \$840 making a total of \$1,740 in full satisfaction and settlement of all taxes, assessments and liens on lots 17 and 15, block 4262, respectively, and the amount of any such taxes, assessments and liens over and above the aforesaid market value on each of the aforesaid lots be and hereby is cancelled upon the payment of the sum aforesaid.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, giving a municipality the right to alteration, adjustment and settlement of taxes. Building improvements to be commenced on the aforesaid property within 60 days from the date hereof, otherwise this resolution is void.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy.

The following communication was received and read:

BOARD OF ADJUSTMENT
City Hall,
Newark, New Jersey

August 2, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day, resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40: 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

271 Clinton Avenue; Blue Mirror, Inc., owner; in a 2nd business district the establishment and operation of a private automobile parking station; on condition that the same be operated and maintained in conformity with the rules of this Board and that a wire fence, five feet high, be erected at the entrance; such use to be limited to the period ending one year from date of approval by the Board of Commissioners;—(No objectors);

*10 Arlington Street; Felix Volpe; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 22, 1939;

160-162 Washington Street; F. B. Kaufman, owner; in a 2nd Business District the construction and operation of a gasoline station; on condition that same be constructed and maintained in conformity

with the rules of this Board and that the driveways be no closer to the corner of the property than ten feet; such use to be limited to the period ending eight years from date of approval by the Board of Commissioners;—(No objectors);

265-267 Keer Avenue, Paul Holding Corporation, owner; in a 2nd residence district the enclosure of an existing porch;—(No objectors).

Respectfully submitted,

Board of Adjustment.
R. B. Rankin,
Secretary.

(These matters to be heard by Board of Commissioners at meeting August 3, 1938).

Ordered received and a copy sent to each Commissioner and further action postponed to August 10th, 1938.

Commissioner Duffy: I move the rules be suspended in the renewal applications of Felix Volpe, 10 Arlington Street; and Paul Holding Corporation, 265-267 Keer Avenue.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Not Voting: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Felix Volpe

(Estate of Caroline Kirchner, owner) for renewal of permit for automobile parking station; premises 10 Arlington Street; such use to be limited to the period of one year ending July 22nd, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there any person who objects to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Paul Holding Corporation, owner, for the enclosure of an existing porch in a 2nd Residence District; premises 265-267 Keer Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application. Are there any objectors?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Not Voting: Commissioner Murphy.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

APPROVED:

VINCENT J. MURPHY,
PEARCE R. FRANKLIN,
M. P. DUFFY,
JOS. M. BYRNE, JR.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., August 10, 1938

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy.

Absent: Mayor Ellenstein.

Commissioner Murphy, presiding.

Acting Mayor Murphy: The Clerk will read the minutes of the previous meeting.

The City Clerk read the minutes in full.

Commissioner Duffy: I move that the minutes be approved as read.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance to require moving vans and other persons in the trucking business to secure permits for the moving of personal property in The City of Newark and providing for the issuance of such permits upon payment of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move the ordaining clause be stricken.

The roll being called, the motion

was declared adopted by the following votes

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance to require Constables to give notice to municipalities of all sales and other proceedings affecting personal property therein and providing for the distress thereof for arrears of personal property taxes, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move the ordaining clause be stricken.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of bonds of The City of Newark for the purpose of constructing water mains in certain public streets and roads in said City, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move that further consideration be postponed until August 17, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of

\$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move that further consideration be postponed until Wednesday, August 17, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move that further consideration be postponed until Wednesday, August 17, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of \$125,000 Sewer Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move that further consideration be postponed until Wednesday, August 17, 1938.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move that further consideration be postponed until Wednesday, August 17, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the issuance of \$250,000 Street Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Duffy: I move that further consideration be postponed until Wednesday, August 17, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented An Ordinance providing for the vacation of Riverside Avenue as the same is laid out 80 feet in width on the Commissioners Map of Woodside Annexation to Newark, from Verona Avenue southwesterly about 790 feet in a

line to terminus of said Riverside Avenue at the southerly line of land now or formerly of William Schiffenhaus, and stated that to day was the time fixed for hearing or the same.

The Board then entered upon said hearing.

Acting Mayor Murphy: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance providing for the vacation of Riverside Avenue as the same is laid out 80 feet in width on the Commissioners Map of Woodside Annexation to Newark, from Verona Avenue southwesterly 790 feet in a straight line to a terminus of said Riverside Avenue at the southerly line of land now or formerly of William Schiffenhaus.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy moved that the title of "An Ordinance providing for the vacation of Riverside Avenue as the same is laid out 80 feet in width on the Commissioners Map of Woodside Annexation to Newark, from Verona Avenue southwesterly about 790 feet in a straight line to a terminus of said Riverside Avenue at the southerly line of land now or formerly of William Schiffenhaus," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of Riverside Avenue as the same is laid out 80 feet in width on the Commissioners Map of Woodside Annexation to Newark, from Verona avenue, southwesterly about 790 feet in a straight line to a terminus of said Riverside Avenue at the southerly line of land now or formerly of William Schifffenhaus.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented "An Ordinance to amend an ordinance entitled: "An Ordinance granting permission to 335 Delancy Street Realty Company and Austen H. McGregor Estate, Inc., to construct, operate and maintain a single track freight siding at grade across Avenue I, from a point in the westerly line of Avenue I distant 107 feet southerly from the southwesterly corner of Avenue I and Delancy Street to a point in the easterly line of Avenue I distant 107 feet southerly from the southwesterly corner of Avenue I and Delancy Street," which said ordinance was adopted November 24th, 1937, and stated that today was the time fixed for hearing on the same.

Commissioner Franklin moved that

further consideration be postponed until August 17, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Four Million, Nine Hundred Sixty-nine Thousand, Four Hundred Nine-ey-eight Dollars and Sixteen Cents (\$4,969,498.16) be and the same is hereby appropriated to the person named on the attached certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

County and State Tax....\$4,969,498.16

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Five Hundred Forty-six Dollars and Seventy-seven Cents (\$546.77) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office\$ 46.92
Tax Receiver 411.63
Advertising Tax Sale 73.50
Rent Foreclosed Property..... 14.72

\$546.77

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Twenty-two Thousand, Eight Hundred Thirty-three Dollars and Seventy-six Cents (\$22,833.76) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Police Courts	25.00
Police Division	16,629.50
Fire Division	6,164.26
	<hr/>
	\$ 22,833.76

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Fourteen Thousand, Nine Hundred Nineteen Dollars and Fourteen Cents (\$14,919.14) be and the same is hereby appropriated to the persons named on annexed certified lists, being the

bills and claims of the Department of Public Works, as follows:

Director's Office	\$ 18.55
Ivy Hill Power Plant	1,172.64
Newark City Alms House	4,305.57
Bureau of Health	5,826.23
Bureau of Health	42.16
Band Concerts	577.00
Bureau of Baths	2,976.99
	<hr/>
	\$ 14,919.14

Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Three Hundred Forty Dollars and Twenty Cents (\$3,340.20) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending August 3rd and August 6th, 1938, as follows:

Shade Tree	\$ 2,132.20
Public Buildings	1,208.00
	<hr/>
	\$ 3,340.20

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of One Hundred Sixty-eight Dollars and Ninety-two Cents (\$168.92) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 15.37
Shade Tree	119.44
Smoke Abatement	17.24
Weights and Measures	9.82
W. P. A. Project No. 1485-7....	7.05
	<hr/>
	\$168.92

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Eight Thousand, Six Hundred Seventy-eight Dollars and Fourteen Cents (\$8,678.14) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 12.35
Municipal Farmers' Market	34.63
Printing and Stationery....	4,292.14
Maintenance of Dog Pound	625.00
Public Buildings	2,245.97
W. P. A. Project No. 1485-7	89.50
W. P. A. Project No. 3-7-896	912.92
Weights and Measures	61.75
W. P. A. Project No. 2579-7	82.00
W. P. A. Project No. 565-22-4-1	42.98

Shade Tree	278 90
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	\$ 8,678.14

Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One Hundred Five Dollars and Sixty-five Cents (\$105.65) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

City Clerk	\$105.65
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Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Ninety-three Dollars and Twenty-four Cents (\$93.24) be, and the same is hereby appropriated to the person named on the annexed certified list, being the bill and claim of the Department of Inter-Departmental Departments, as follows:

Department of Central Purchase	\$93.24
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Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Three Thousand, One Hundred Thirty Dollars and Seventy Cents (\$3,130.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project No. 3531-7)	\$ 2,590.88
Street Construction (WPA Project No. 3531-7)	50.00
Sewer Construction (WPA Project No. 601)	240.50
Sewer Construction (WPA Project No. 601)	249.32
	<hr/>
	\$ 3,130.70

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Thirty-one Thousand, Three Hundred Thirty-five Dollars and Twenty-six

Cents (\$31,335.26) be and the same hereby is appropriated to the persons named, as per certified list attached being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending August 3, 1938:

Bureau of Motors	\$ 2,584.41
Bureau of Streets	2,409.59
Bureau of Sewers	1,198.32
House Sewer Connections..	206.50
Bureau of Street Cleaning	15,033.26
Street Construction	47.52
Bureau of Docks	750.00
Bureau of Water	9,105.66
	<hr/>
	\$31,335.26

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, the large number of tax lien certificates accumulated over a number of years and held by the City of Newark, were by a resolution of the Board of Commissioners of the City of Newark, ordered to be sold at a private sale on May 6, 1938; and,

WHEREAS, at the time and place appointed for said sale, no offers to purchase any of the said certificates were made; and,

WHEREAS, said certificates of tax sale represent ratables running into many millions of dollars from which no tax income is now being received by the City of Newark or has been received for many years and, in fact, in

some cases for thirty years or more, and,

WHEREAS, the failure to receive tax payments upon these properties constitutes a heavy burden upon the tax paying citizens of the City of Newark in that by reason of the maintenance of said properties in the ratables of the City, the said City has been compelled, during the past few years, to pay to the County of Essex and State of New Jersey over \$1,000,000.00 in excess of what it otherwise should have paid; and,

WHEREAS, the said failure to receive tax payments has constituted an additional burden upon the tax paying citizens of the City in that under the laws of New Jersey there must be included in each annual Budget of the City of Newark an extra amount of thirty-five cents (.35c) upon each dollar of unpaid and delinquent taxes which amounted in the year 1938 to Twelve Million Dollars (\$12,000,000.00); and

WHEREAS, the only method of avoiding further imposition upon the tax paying citizens of the City of Newark, and of returning the properties represented by the said Tax Lien Certificates into active ratables, and thus avoiding the necessity of setting up a reserve in subsequent Budgets causing an increase in the tax rates or withdrawing them from the ratables of the City so as to avoid the payment of County and State taxes thereon is the foreclosure of the said tax lien certificates; and,

WHEREAS, experience has shown that the regularly employed staff of the City of Newark cannot efficiently institute and carry to a conclusion foreclosure of such tax lien certificates, and in fact that in the five years ending May, 1937, it cost over One Thousand Dollars (\$1,000.00) to carry to completion each foreclosure

proceeding instituted and completed by the said City; and,

WHEREAS, it is inadvisable from the standpoint of the delinquent taxpayers to contract with any Company or a single Attorney representing such Company to conduct such foreclosure proceedings, because experience has shown that in general such procedure has resulted in an imposition upon the delinquent tax payer by the charging of fees and costs in excess of an amount reasonably due and owing; and,

WHEREAS, it therefore appears, that from the standpoint of efficient service and justice to the delinquent tax payers, the foreclosure of such tax lien certificates should be handled by attorneys who will be subject at all times to the control and instruction of the Director of Revenue and Finance and who will:

Make all reasonable efforts to effect collection of said delinquent taxes without foreclosure, and without charge or expense either to the City or to the owners;

Attempt to effect such collection either in whole or by the installment plan wherever possible;

Attempt also to assist the delinquent taxpayers to pay their taxes by securing for them a refinancing of their property through such resources as may be available;

Institute foreclosure proceedings only upon explicit instructions by the Director of the Department of Revenue and Finance after the failure of all aforesaid efforts;

Make no charge to the City of Newark, in the event that the property should be redeemed by the owner during the course of the foreclosure proceedings, and will accept from the owner or redeeming party only

the fees and disbursements allowed by statute;

Proceed diligently to final decree in the foreclosure proceedings and present to the Director of the Department of Revenue and Finance satisfactory evidence that the title to the foreclosed property is vested in the City of Newark; and,

Accept for such services a fee ranging between One Hundred Fifteen (\$115.00) Dollars, but not to exceed One Hundred Fifty (\$150.00) Dollars which shall cover all fees and expenses except Master's fee;

NOW THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the Director of Revenue and Finance, be, and he is hereby authorized and directed to proceed with the foreclosure of such tax lien certificates held by the City of Newark, as he may deem proper and for the best interests of the City. And for said purpose, the said Director is hereby authorized to engage special counsel and the Corporation Counsel is hereby directed to authorize such special counsel to institute and prosecute for and on behalf of the City of Newark the proceedings necessary to foreclose such tax lien certificates upon terms and conditions as outlined in general above, to be fixed and determined in individual cases by the Director of the Department of Revenue and Finance.

Vincent J. Murphy
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, certain properties of The City of Newark have been assessed at a valuation lower than the real valuation of the said properties for the year 1938; and,

WHEREAS, it is desired that petition be made to the Essex County Board of Taxation for the increase of the assessments; and,

WHEREAS, the said properties are as follows:

American Steel Foundries—Personal Property — 357-391 Wilson Avenue—Assessed at \$83,800.00 for the year 1938, to be increased to \$317,600.00.

Y. & S. Construction Co. — Real Estate—361-359 Wainwright Street — Assessed at \$9,000.00 for the year 1938, to be increased to \$12,700.00.

Y. & S. Construction Co. — Real Estate—357-355 Wainwright Street — Assessed at \$9,000.00 for the year 1938, to be increased to \$12,700.00.

Y. & S. Construction Co. — Real Estate—353-351 Wainwright Street — Assessed at \$9,000.00 for the year 1938, to be increased to \$12,700.00.

Prudential Insurance Company—Real Estate—206-220 Halsey Street —Assessed at \$315,900.00 for the year 1938, to be increased to \$398,400.00.

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make petition in the name of the City of Newark to the Essex County Board of Taxation for the increase of assess-

ments for the year 1938 on the following properties:

American Steel Foundries—Personal Property — 357-391 Wilson Avenue — Assessed at \$83,800.00 for the year 1938, to be increased to \$317,000.00.

Y. & S. Construction Co. — Real Estate—361-359 Wainwright Street — Assessed at \$9,000.00 for the year 1938, to be increased to \$12,700.00.

Y. & S. Construction Co. — Real Estate—357-355 Wainwright Street — Assessed at \$9,000.00 for the year 1938, to be increased to \$12,700.00.

Y. & S. Construction Co. — Real Estate—353-351 Wainwright Street — Assessed at \$9,000.00 for the year 1938, to be increased to \$12,700.00.

Prudential Insurance Company—Real Estate—206-220 Halsey Street — Assessed at \$315,900.00 for the year 1938, to be increased to \$398,400.00.

and to do all things necessary in the matter of preparing and executing the necessary petition in each case, same to be in form approved by the Law Department.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, On January 27, 1937, George Olsen, Jr., while driving his automobile along Route 25, collided with a horse-drawn vehicle belonging to the Street Cleaning Department of The City of Newark, which vehicle was driven by Webster Martin, an employee of the Street Cleaning Department; and,

WHEREAS, the said George Olsen, Jr. has filed a claim against the City of Newark for personal injuries and property damage in the amount of \$500.00; and,

WHEREAS, in the event of a judgment against the said Webster Martin, an employee of The City of Newark, the amount of the said judgment might be chargeable against The City of Newark; and,

WHEREAS, the said George Olsen, Jr., has agreed to accept a compromise settlement in the amount of \$100.00 for damages to his car and personal injuries sustained by him; and,

WHEREAS, it is the opinion of the Law Department that the said claim of George Olsen, Jr. should be settled for this amount, \$100.00;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of \$100.00 be and the same is hereby appropriated to George Olsen, Jr. in settlement of any claim or claims he has or may have against the said Webster Martin, employee of the Street Cleaning Department of The City of Newark, and against the City of Newark, for personal injuries and property damage; and the Director of the Department of Revenue and Finance is hereby authorized to make the said payment of \$100.00 on the signing of a release by the said George Olsen, Jr., said release to be approved by the Law Department.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, On January 27, 1937, George Olsen, Sr., who was passenger in the automobile of George Olsen, Jr., was severely injured by reason of a collision on Route 25, between the automobile of said George Olsen, Jr. and a horse-drawn vehicle belonging to the Street Cleaning Department of The City of Newark, which truck was driven by Webster Martin, an employee of The City of Newark; and,

WHEREAS, said George Olsen, Sr. instituted suit in the New Jersey Supreme Court, Hudson Circuit, in the amount of \$50,000.00, for injuries sustained by him as the result of the said collision; and, WHEREAS, in the event of a judgment against the said Webster Martin, the employee of The City of Newark, the amount of the said judgment might be chargeable against The City of Newark; and,

WHEREAS, the said George Olsen, Sr. has agreed to accept a compromise settlement in the amount of \$200.00 for the injuries sustained by him; and,

WHEREAS, it is the opinion of the Law Department that the said suit of George Olsen, Sr. should be settled for this amount, \$200.00;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of \$200.00 be and the same is hereby ap-

propriated to George Olsen, Sr. in settlement of any claim or claims he has or may have against the said Webster Martin, employee of the Street Cleaning Department of The City of Newark; and against The City of Newark; and the Director of the Department of Revenue and Finance is hereby empowered to pay the said \$200.00 upon delivery by the said George Olsen, Sr. of Discontinuance of the suit pending in the New Jersey Supreme Court, Hudson Circuit, and a Release signed by the said George Olsen, Sr., Discontinuance and Release to be approved by the Law Department.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolutions:

WHEREAS, On May 18th, 1937, resolution No. 2606-F was adopted appropriating the sum of One Hundred Seventy-three Thousand One Hundred Seventy Dollars and Eighteen Cents (\$173,170.18) for the maintenance of the Passaic Valley Sewer from July 1st, 1938, to December 31st, 1938.

On June 8th, 1938, a resolution was adopted appropriating the sum of One Hundred Seventy-three Thousand, One Hundred Seventy Dollars and Eighteen Cents (\$173,170.18) for the same purpose; this was a duplicate of the resolution adopted May 18th, 1937;

THEREFORE, BE IT RESOLVED, That the resolution of June 8th, 1938,

be and the same is hereby rescinded and the City Clerk is hereby authorized and directed to cancel General Warrants:

No. 3648	\$25,000.00
No. 3649	50,000.00
No. 3650	50,000.00
No. 3651	48,170.18

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

WHEREAS, By resolution No. 3147, adopted August 3, 1938 by the Board of Commissioners of The City of Newark, a contract between the Heirs Research Bureau and Nathan Reibel and The City of Newark was approved, which contract was attached thereto and made a part thereof; and,

WHEREAS, it is desired that the contract be amended by eliminating the paragraph concerning the time for making payments to the contractors, and also eliminating the payment of court costs, and to authorize the execution of the contract by the Director of the Department of Revenue and Finance and the City Clerk instead of by the Mayor and the City Clerk;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the contract between the Heirs Research Bureau and Nathan Reibel, contractors, and The City of Newark, in its final form and upon execution shall not contain a provision for the payment of moneys within a specified time, or for the payment of court

costs, and the Director of the Department of Revenue and Finance and the City Clerk be and are hereby authorized and directed to execute the contract instead of the Mayor and City Clerk, the contract to be approved as to form by the Law Department.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy.

Not Voting: Commissioner Byrne.

RESOLVED: That the agreement between The Pennsylvania Railroad Company, Lessee of the United New Jersey Railroad and Canal Company, and The City of Newark, wherein The City is permitted to make necessary attachments to the structure of the Newark passenger station, etc., to provide street lights and other appurtenances, be and the same hereby is approved; and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute the same on the part of The City upon the adoption of this resolution.

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolution:

WHEREAS, The Triangular Realty Co. is the lessee of The City of Newark of certain premises known and designated as 1048-1078 Raymond Boulevard, and more particularly described in a certain agreement executed between The City of Newark and the Triangular Realty Co. on February 2, 1938; and,

WHEREAS, under paragraph 11 of the aforesaid lease, the tenant may not sub-let or grant concessions on the premises for any purpose whatsoever; and,

WHEREAS, the said Triangular Realty Co. has requested the City for permission to erect two (2) V-shaped bill-boards on the property in order to provide income sufficient to meet the terms of the lease in the matter of rentals; and,

WHEREAS, Commissioners Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property submits that:

"It may be that as a matter of policy the City Commission may grant this privilege to the Triangular Realty Co. in consideration of not reducing the rent, which was also requested by the Tenant."

(From letter to Corporation Counsel, of August 5, 1938);

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the request of the Triangular Realty Co., the lessee of the premises owned by the City at 1048-1070 Raymond Boulevard, for permission to erect two (2) V-shaped bill-boards on the said premises, having been considered by the Board of Commissioners, and for the reasons set forth herein, the consent of The City is hereby granted to a modification of the terms of the lease insofar as the consent of the

City is hereby given to the erection of the said two (2) V-shaped bill-boards on the said premises, subject however to the final determination by the Director of the Department of Parks and Public Property as to the location, size, and duration of the privilege, in relation to the placing of the said two (2) V-shaped bill-boards. Nothing contained herein shall be deemed to modify or change the terms of the lease other than as herein provided.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED, That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Cod Liver Oil and Bottles, for Bureau of Health, Department of Public Works.

Bids to be received between the hours of 10.00 and 10.15 A. M. (D ST) on such date as it shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Naye: Commissioner Murphy.

Commissioner Duffy offered the following resolution:

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Regular Portland Cement, Radial Metal Curb, and Basin Heads for the Bureau of Streets and Pig Lead for the Bureau of Water, all in the Department of Public Affairs.

Bids to be received between the hours of 10.00 and 10.15 A. M. (D ST) on such date as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Naye: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Tires and Tubes, therefore be it

RESOLVED, By the Board of Commissioners of The City of Newark that the contracts for furnishing and delivering said Tires and Tubes to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed

proposals, the amount of their bids being as follows, and the Board of Commissioners and the City Clerk of the City of Newark, are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said Tires and Tubes:

R. A. McDONOUGH & COMPANY—
Newark, N. J.

One (1) or more of any or all of the various sizes of "Goodyear Heavy Duty All-Weather" 6 ply, pneumatic Tires and Tubes—prices as shown on list on file in the office of the Department of Central Purchase.

SCHWARTZ & NAGLE, INC.—
Newark, N. J.

One (1) or more of any or all of the various sizes of "Fisk Air-flights" Pneumatic Tires and Tubes—prices as shown on list on file in the office of the Department of Central Purchase.

CHARLES W. KRIEG COMPANY,
INC—Newark, N. J.

One (1) or more of any or all of the various sizes of "Lee Staghound" Solid and Cushion Tires—price as shown on list on file in the office of the Department of Central Purchase.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Naye: Commissioner Murphy.

Commissioner Duffy offered the following resolution:

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of The City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for the furnishing and delivering of Incandescent Lamps for the various Departments of the City of Newark, therefore be it

RESOLVED, By the Board of Commissioners of The City of Newark that the contract for furnishing and delivering said incandescent Lamps be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Board of Commissioners and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said Incandescent Lamps:

JOHNSON-MANDEVILLE COMPANY—Newark, N. J.

Westinghouse Mazda Lamps as shown on list on file in the office of the Department of Central Purchase.

On an aggregate amount of \$5,000.00 Net — Standard Package quantity List less 32%. Broken Package quantity List less 27%.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Naye Commissioner Murphy

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Five Hundred Thirty-six Dollars and Thirty-four Cents (\$536.34), be and the same is hereby appropriated to the various employees listed below of the Department of Revenue and Finance, being compensation at the rate of \$1.25 per hour, for overtime work performed by them in connection with the preparation of Tax Sale accounts and the collection and recording of tax payments.

COMPTROLLER'S OFFICE:

Patrick Conroy, 150 hrs.....	\$187.50
James Laciopa, 62 hrs	77.50
Walter W. Wynne, 33½ hrs.....	41.88
Benjamin Gittleman, 15½ hrs.	19.38
Samuel M. Corin, 15 hrs.	18.75
Milton Isaacson, 21½ hrs.....	26.88
James Rizzolo, 10 hrs.	12.50
Nathan Segal, 7½ hrs.	9.38
Philip McElroy, 2½ hrs.	3.13
Patrick Doyle, 3 hrs.	3.75
Eugene Steenburgh, 2½ hrs.	3.13
Herman Kreitler, 2½ hrs.	3.13
Samuel Green, 29½ hrs.	36.88

\$443.79

TAX RECEIVER'S OFFICE:

John A. Miele, 10 hrs.	\$ 12.50
R. G. Rotunda, 8 hrs.	10.00
W. V. Whelan, 2½ hrs.	3.13
P. J. Boyle, 8½ hrs.	10.63
Wm. Feldblum, 2½ hrs.	3.13
Patsy D'Aloia, 2½ hrs.	3.13
C. F. Britting, 2½ hrs.	3.13
A. R. Finn, 5 hrs.	6.25
B. Speiser, 2½ hrs.	3.13
J. H. Kelly, 2½ hrs.	3.13
G. Loughlin, 2½ hrs.	3.13
E. Hennebury, 2½ hrs.	3.13
Edith Cole, 5 hrs.	6.25
Dora Gialanella, 5 hrs.	6.25
Mabel O'Shaughnessy, 5 hrs.....	6.25

Mary Maybe, 5 hrs	6.25
Arthur Dale, 2½ hrs.	3.13
	<hr/>
	\$ 92.55

Combined Total\$536.34

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of F. B. Kaufman, owner, for the construction and operation of a gasoline station in a 2nd business district; premises 160-162 Washington Street; on condition that the same be constructed and maintained in conformity with the rules of the Board of Adjustment and that the driveways be no closer to the corner of the property than ten feet; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and same are hereby approved.

Pearce R. Franklin
 M. P. Duffy
 Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anybody opposed to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Not Voting: Commissioner Murphy.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark, that the following structure or use be allowed:

Application of Blue Mirrow, Inc., owner; for the establishment and operation of a private automobile parking station in a 2nd business district; premises 271 Clinton Avenue; on condition that the same be operated and maintained in conformity with the rules of the Board of Adjustment and that a wire fence, five feet high, be erected across the front of the premises except at the entrance; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the

Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anybody opposed to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Not Voting: Commissioner Murphy.

The following communication was received and read:

BOARD OF ADJUSTMENT
City Hall
Newark, New Jersey.

August 9, 1938.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:—

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P.L. 1928 (40: 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*23-29 Essex Street, Rayner Auto Service; renewal of permit for automobile parking station; such use to be limited to the pe-

riod of one year ending August 26, 1939;

*247 Central Avenue; Ed Morganstern; renewal of permit for automobile sales station; such use to be limited to the period of one year ending August 22, 1939;

Respectfully submitted,
BOARD OF ADJUSTMENT
R. B. Rankin,
Secretary.

Ordered received and filed, copy to be sent to each Commissioner and further action postponed to August 17, 1938.

Commissioner Duffy: I move the rules be suspended in the matter of the application of Ed Morganstern, 247 Central Avenue and Rayner Auto Service, 23-29 Essex Street for renewal of permits.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Not Voting: Commissioner Murphy

Commissioner Franklin offered the following resolutions:

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark, that the following structure or use be allowed:

Application of Ed Morgenstern (Henry Metzger, owner); for the renewal of permit for automobile sales station; premises 247 Central Avenue; such use to be limited to the period of one year ending August 22, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendation of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anybody opposed to this application.

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Naye: Commissioner Murphy.

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Raynor Auto Service (Weequahic Building and Loan Assn., owner); for the renewal of permit for automobile parking station; premises 23-29 Essex Street; such use to be limited to the period of one year ending August 26, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of New-

ark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Are there any objectors to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Naye: Commissioner Murphy.

REPORTS OF CITY OFFICERS:

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for July, 1938.

Department of Buildings for July, 1938.

Supervisor, Municipal Farmers' Market for July, 1938.

Clerk of First District Court for July, 1938.

Clerk of Second District Court for July, 1938.

Superintendent of Alms House for July, 1938.

City Clerk (2) for July, 1938.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court for July, 1938.

Thomas F. Guthrie, Chief Clerk,
Night Police Court, Traffic, for July,
1938.

Charles F. J. McGovern, Clerk, 2nd
Criminal Court, Part 1, for July,
1938.

Charles F. J. McGovern, 2nd Crim-
inal Court, Part 2, for July, 1938.

Robert J. Beckley, Clerk, 3rd Crim-
inal Court for July, 1938.

Elizabeth S. Lewis, Clerk of Fam-
ily Court for July, 1938.

City Treasurer for July, 1938.

Comptroller for July, 1938.

Ordered filed.

The following report of the Treas-
urer was received and read:

CITY OF NEWARK, NEW JERSEY
Department of Revenue and Finance

August 1, 1938.

To the Honorable,

The Commissioners of the
City of Newark, N. J.

Gentlemen:—

In accordance with the Act of the
Legislature entitled "A further sup-
plement of the Act entitled 'An Act
to amend and revise the charter of
the City of Newark, N. J.' approved
February 22, 1866." I herewith pre-
sent a statement of the receipts and
disbursements for the month of July,
1938:

RECEIPTS:

Cash on hand—June 30, 1938	\$1,748,012.95
Rec'd from Comptroller—July	4,819,471.12
	<hr/>
	\$6,567,484.07

DISBURSEMENTS:

By Warrant	\$3,263,007.16
Without Warrant	4,361.65
Returned Checks	9,052.23
	<hr/>
	\$3,276,421.04
	<hr/>
Cash on hand—July 30, 1938	\$3,291,063.03

Respectfully,

VINCENT J. MURPHY,

Director of Revenue and Finance.

By: Joseph J. Kroehl.

Ordered filed.

COMPTROLLER'S REPORT:

July, 1938

Assessments:

Opening Streets	\$ 12.25
Paving Streets	1,500.72
Sewers	14.00
House Sewers	191.50
Water Department Arrears	38.90
Shade Trees	5.00
Bureau of Streets, Snow Removal	12.24

Funds:

Schools—Current Expense	359,067.26
Redemptions	3,093.29
Emergency Relief Special	289,147.20
Emergency Relief	386.61
Outdoor Poor	430.00
Farmers' Market	2,162.83
City Hospital	79.03
Printing and Stationery	9,266.79
200 Washington Street Corp.	833.33
Est. H. C. Jones	14.56
Bureau of Streets	8,688.17
Bureau of Street Cleaning	927.55
Bureau of House Sewers	196.35
Bureau of Docks	4,160.61
Bureau of Motors	1,304.03
Airport	14,685.50
Water Rents	206,505.56

Miscellaneous Revenue:

General Licenses	6,364.40
Dog Licenses	2,764.00
Beer Licenses	11,105.00
Fees	383.25
Building Department	2,615.63
Centre Market—Rents	1,174.00
Green and Franklin Street—Rents	330.00
Miscellaneous Rents	548.67
City Hospital	2,524.65
Convalescent Hospital	149.88
Alms House	141.57

Public Health	2,006.34
Public Baths	3,239.40
Police Courts	6,126.95
District Courts	3,459.45
Bureau of Combustibles	1,478.00
Jitneys	18,272.22
Army Base Lease	8,333.33
Market Plaza Lease	6,250.00
Market Plaza Parking Station	2,200.00
Raymond Plaza Parking Station	1,542.00
City Hall Parking Station	225.00
Emergency Relief Administration	52.77
Cost of Sales	239.83
Surplus Revenue	556.93
Shade Tree Department	103.04
City Home	81.00
Police Department	129.51
Fire Department	86.77
Searches	550.50
Personal Arrears—Fees	302.50
Personal Arrears—Costs	16.44
Bureau of Street Cleaning	50.63
Bureau of Sewers	30.00
Public Library	1,489.97

Real Estate:

Taxes, 1938	3,935,538.58
Arrears Real Estate, 1937	225,404.21
Arrears Real Estate, 1936	135,540.66
Arrears Real Estate, 1935 & Prior	87,828.39
Personal Arrears, 1937	18,397.23
Personal Arrears, 1936	7,898.62
Personal Arrears, 1935 & Prior	3,345.08

Interest:

Real Estate	63,759.59
Personal Arrears	2,712.90
	<hr/>
	\$5,468,072.19
Less returned checks \$9,052.23; refunds \$91.40.....	9,143.63
	<hr/>
	\$5,458,928.56

VINCENT J. MURPHY,
Director of Revenue and Finance.

Ordered filed.

The following Interdepartmental Department reports for the month of July, 1938, were received and ordered filed:

City Clerk.

Corporation Counsel.

Board of Adjustment.

Municipal Board of Alcoholic Beverage Control.

Department of Central Purchase.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

APPROVED:

VINCENT J. MURPHY,
PEARCE R. FRANKLIN,
M. P. DUFFY,
JOS. M. BYRNE, JR.

The Board of Commissioners of the
City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., August 17, 1938

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Murphy, Mayor Ellenstein.

Absent: Commissioners Duffy, Franklin.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The City Clerk read the minutes in full.

Commissioner Byrne: I move that the minutes be approved as read.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of bonds of The City of Newark for the purpose of constructing water mains in certain public streets and roads in said City, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move that further consideration be deferred until the adjourned meeting to be held on Tuesday, August 23, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move that further consideration be deferred until the adjourned meeting to be held on Tuesday, August 23, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move that further consideration be deferred until the adjourned meeting to be held on Tuesday, August 23, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of

\$125,000 Sewer Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move that further consideration be deferred until the adjourned meeting to be held on Tuesday, August 23, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move that further consideration be deferred until the adjourned meeting to be held Tuesday, August 23, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of \$250,000 Street Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for hearing on the same.

Commissioner Murphy: I move that further consideration be deferred until the adjourned meeting to be held on Tuesday, August 23, 1938.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled: "An Ordinance granting permission to 335 Delancy Street Realty Company and Austen H. McGregor Estate, Inc., to construct, operate and maintain a single track freight siding at grade across Avenue I, from a point in the westerly line of Avenue I distant 107 feet southerly from the southwesterly corner of Avenue I and Delancy Street to a point in the easterly line of Avenue I distant 107 feet southerly from the southeasterly corner of Avenue I and Delancy Street," which said ordinance was adopted November 24th, 1937, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Byrne moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled: "An Ordinance granting permission to 335 Delancy Street Realty Company and Austen H. Mc-

Gregor Estate, Inc, to construct, operate and maintain a single track freight siding at grade across Avenue I, from a point in the westerly line of Avenue I distant 107 feet southerly from the southwesterly corner of Avenue I and Delancy Street to a point in the easterly line of Avenue I distant 107 feet southerly from the southeasterly corner of Avenue I and Delancy Street," which said ordinance was adopted November 24th, 1937.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Byrne moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

Commissioner Byrne moved that

said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

Commissioner Byrne moved that the titled of "An Ordinance to amend an ordinance entitled: 'An Ordinance granting permission to 335 Delancy Street Realty Company and Austen H. McGregor, Estate, Inc., to construct, operate and maintain a single track freight siding at grade across Avenue I, from a point in the westerly line of Avenue I distant 107 feet southerly from the southwesterly corner of Avenue I and Delancy Street to a point in the easterly line of Avenue I distant 107 feet southerly from the southeasterly corner of Avenue I and Delancy Street'," which said ordinance was adopted November 24th, 1937, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled: "An Ordinance granting permission to 335 Delancy Street

Realty Company and Austen H. Mc Gregor Estate, Inc., to construct operate and maintain a single track freight siding at grade across Avenue I, from a point in the westerly line of Avenue I distant 107 feet southerly from the southwesterly corner of Avenue I and Delancy Street to a point in the easterly line of Avenue I distant 107 feet southerly from the southeasterly corner of Avenue I and Delancy Street," which said ordinance was adopted November 24th, 1937.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-one Thousand, Two Hundred Eleven Dollars and Thirty-one Cents (\$21,211.31) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payroll of the Department of Revenue and Finance, from August 1 to 15, 1938, at follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Comptroller's Office, Supplemental payroll for overtime	443.79
Auditor of Accounts	1,970.00
City Treasurer	896.64
Receiver of Taxes	2,642.85
Receiver of Taxes, Supplemental payroll for overtime	92.55
Arrears of Personal Taxes..	1,876.96
Board of Assessment and Revision of Taxes	7,773.69

Revaluation Bureau	404.14
Assessments for Local Improvements	869.98
	<u>\$ 21,211.31</u>

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Sixty-two Dollars and Five Cents (\$362.05) be and the same is hereby appropriated to persons named on the annexed certified list being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve Over-payment Comptroller	\$ 91.40
Contingent	270.65
	<u>\$362.05</u>

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Ninety-three Dollars and Thirty-five Cents (\$793.35) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency	\$793.35
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Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Five Thousand Five Hundred Seventy-two Dollars and Eighty-one Cents (\$5,572.81) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief
Administration\$5,572.81

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety Thousand, Five Hundred Thirty-nine Dollars and Twenty Cents (\$90,539.29) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	22,904.70
Newark City Hospital	23,667.26
Convalescent Hospital	1,917.72
Newark City Home	3,632.46
Bureau of Baths	5,615.64
Newark City Alms House	2,548.15

Ivy Hill Power Plant	2,763.62
Outdoor Poor Department	1,945.82
Emergency Relief Administration	23,977.18
	<hr/>
	\$ 90,639.20

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, as follows:

United States Social
Hygiene\$633.33

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-five Thousand, Nine Hundred Ten Dollars and Thirty-one Cents (\$25,910.31) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Convalescent Hospital	\$ 2,508.38
Newark City Hospital	22,696.99
Outdoor Poor Department	7.50
Newark City Home	80.44
Band Concerts	617.00
	<hr/>
	\$ 25,910.31

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Three Hundred Ninety-five Dollars and Sixty-eight Cents (\$3,395.68) be and the same is hereby appropriated to the City Treasurer, same being the weekly payments of the Department of Parks and Public Property for weeks ending August 10th and August 13th, 1938, as follows:

Shade Tree	\$2,183.68
Public Buildings	1,212.00
	<hr/>
	\$3,395.68

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand, Two Hundred Three Dollars and Ninety-five Cents (\$11,203.95) be and the same is hereby appropriated to the City Treasurer same being the semi-monthly payrolls of the Department of Parks and Public Property from August 1st to August 15th, 1938, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16

Public Buildings	7,692.16
Municipal Farmers' Market	116.66
Centre Market	96.00
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49
W. P. A. Project No. 1485-7	145.83
	<hr/>
	\$ 11,203.95

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Sixty Thousand, Nine Hundred Fifty-seven Dollars and Twenty-two Cents (\$60,957.22) be and the same hereby is appropriated to the person named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 12,092.73
Public Lighting	31,266.13
Docks	587.34
Sewers	537.69
House Sewer Connections	101.95
Director's Office	26.60
Motors	7,367.38
Streets	2,631.52
Surveys	757.84
Street Cleaning	3,823.78
Reserve Fund	1,764.16
	<hr/>
	\$ 60,957.22

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Fifteen Dollars and Forty-nine Cents (\$415.49) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Care and Relief of Indigent Children\$415.49

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Sixty-eight Dollars and Fifty Cents (\$468.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project No. 3-7-871)\$468.50

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Ninety-two Dollars and Eighty-five Cents (\$392.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$392.85

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Seventy-two Dollars and Sixty-nine Cents (\$5,072.69) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA
Project No. 3531-7\$5,072.69

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventeen Thousand, Four Hundred Eighty-two Dollars and Eighteen Cents (\$17,482.18) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills con-

tracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
(WPA Project
No. 574)\$ 388.94

Street Construction
(WPA Project
No. 2740) 661.32

Street Construction
(WPA Project
No. 3531) 13,179.66

Sewer Construction
(WPA Project
No. 601) 2,230.45

Sewer Construction
(WPA Project
No. 601) 271.00

Sewer Construction
(WPA Project
No. 601) 238.41

Sewer Construction
(WPA Project
No. 3012) 512.40
\$ 17,428.18

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Nine Dollars and Seventy-five Cents (\$409.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction
(WPA Project
No. 601)\$409.75

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-one Thousand, Three Hundred Seventy-two Dollars and Twenty-nine Cents (\$31,372.29) be and the same hereby is appropriated to the persons named, as per certified list attached being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending August 10, 1938:

Bureau of Motors\$ 2,671.34
Bureau of Streets 2,086.89
Bureau of Sewers 1,095.48
House Sewer Connections 154.16
Bureau of Street Cleaning 15,041.45
Street Construction 413.36
Bureau of Docks 752.40
Bureau of Water 9,157.27

\$ 31,372.29.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-two Thousand, One Hundred Sixty-four Dollars and Thirty-three

Cents (\$42,164.33) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll.
period Aug. 1-Aug. 15, 1938, both
incl.:

Director's Office	\$ 1,439.57
Bureau of Lighting	420.00
Bureau of Streets	2,899.95
Sidewalks	216.66
House Scwer Connections..	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,219.08
Bureau of Surveys	3,014.16
Engineering Division	1,028.33
Bureau of Motors	1,927.63
Bureau of Water	19,659.48
Street Construction	2,814.95
Newark Labor Relations	
Board	238.33
Bureau of Docks	1,007.50
City Railway	854.16
	<hr/>
	\$ 42,164.33

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand, Seventy-eight Dollars and Thirteen Cents (\$12,078.13) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-Departmental Department from August 1st to August 15th, 1938, as follows:

Law Department	\$ 3,768.28
City Clerk	3,054.07

Election Bureau ..	365.00
First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment	460.00
Central Purchase	2,147.48
	<hr/>
	\$ 12,078.13

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

KEEPER OF JUNK SHOP:

Theodore Fiore, 216 Delancy Street.
San Giacomo's Sons, Inc., 137-41 South Street.

Markus Schipper, 44 Lillie Street,

Anthony Giordano, 88 Malvern Street.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne Murphy, Mayor Ellenstein.

The following communication was received and read:

BOARD OF ADJUSTMENT
City Hall,
Newark, New Jersey

August 16, 1938

The Board of Commissioners,
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40: 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

169 Roseville Avenue, John P Finneran; in a 3rd Residence District the establishment of a funeral home;

*61-63 Plane Street; Robert C. Grady, renewal of permit for automobile parking station; such use to be limited to the period of one year ending August 11, 1939;

*110 Oraton Street; Carlo Casalino; renewal of permit for retail ice depot; such use to be limited to the period of two years ending June 8, 1940.

Respectfull submitted,
BOARD OF ADJUSTMENT,
R. B. Rankin.
Secretary.

Ordered received, copy to be sent to each Commissioner and further action postponed for one week from today.

Commissioner Murphy: I move that we adjourn until Tuesday morning, August 23, 1938, at ten-thirty.

Commissioner Byrne: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN,
VINCENT J. MURPHY
JOS. M. BYRNE, JR.

~~The Board of Commissioners of~~
the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., August 23, 1938

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 10.30 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Absent: Commissioner Franklin.

The City Clerk: Mr. Mayor and Commissioners, this is the date of the meeting adjourned from last Wednesday for the purpose of acting on the bond ordinances.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

~~The Clerk then read the minutes of the meeting of August 17th in full.~~

Commissioner Duffy: I move the minutes as read be approved.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Now, in order that the public at large and the Commissioners might be brought up to date, particularly in so far as the conference had with the officials of the WPA, the Broad Street Association, the Overseer of the Poor and myself at the WPA headquarters in the City, I might say that it was agreed at that meeting that there are approximately—at least, agreed in so far as the figures furnished by the

WPA, and which, as I understand have not been reluted—there are 11,190 men on WPA projects, of which 1,190 are engaged on Federal projects to which the City contributes nothing. The other 10,000 are engaged in projects sponsored by the City in the past and now in the course of development. It was agreed at the time that if these 10,000 men were to be returned to the relief rolls by the discontinuance of WPA, that it would cost the taxpayers of Newark \$18 per family in its contribution, and that the cost to the City of supplying material for each individual man on WPA was also approximately the same amount.

So, that without considering the value of the permanent improvements, such as the construction of sewers, the development of the airport, the building of swimming pools, the street project and the water project, the city's cost would be exactly the same if the WPA were discontinued.

Another factor that enters into it and balances the scale in favor of continuing WPA, in my opinion, is the fact that with the State contributing three-quarters of the amount necessary for direct relief it would cost the taxpayers of the City of Newark 13 per cent. In other words, for every tax dollar raised in the State, the taxpayers of the County of Essex pay approximately 27 cents, and the taxpayers of Newark contributing 13 per cent. of that, or about 15 per cent. of the entire amount.

Further, it is my belief that by reason of the fact that Federal funds are permitted to circulate in the City of Newark, that is of direct benefit to every small merchant, every small

grocer, butcher, baker, and every large merchant as well, it seems to me elementary that the more money we can have circulating in the City is of far greater advantage to the merchants and to those engaged in vocational activities, irrespective of what he might be whether a professional man or a man engaged in finance or commerce.

Further than that is the advantage of—and I think the very important element is that of the human phase. If all things were equal and the City were to discontinue projects and these other advantages did not enter into it, it is my belief that every man should be entitled to maintain his self respect and not made an object of charity when he is willing to work, as those WPA workers are, and as indicated by the numbers that are always available from the relief rolls when a project is pursued by the City.

Now, it developed, and I think conclusively at that conference on last Tuesday, that all of these men, the 10,000 men that are on WPA projects have been taken directly from the relief rolls. It was offered to the members of the committee of the Broad Street Association by the Overseer of the Poor, who offered to turn all his records over to show that all of these men—practically all, with the exception of 100, I believe, of the 10,000 — with the possible exception of 100 who were on the borderline of either going on direct relief and whose status might be questioned — that they all are people that were on relief and taken from the relief rolls and put on WPA projects.

Now, it seems to me that with those factors present that there is only one course for the City to pursue and that is to continue the WPA projects.

In the last few days I have been

in consultation with the engineers of the Department of Public Affairs, and I have here a statement itemizing just how much of the cost of these projects had been to the city, what the saving has been and the necessity for the projects. In the airport program the cost to the City up to date is \$1,104,000; the cost by contract estimated, for the entire project, would be \$3,300,000, a saving to the City of \$2,196,000. The WPA cost to date has been \$3,700,000. So that it seems clear that that is a worthwhile project, particularly so if we are to continue the airport here, because originally the airport program arose out of the controversy between New York and Newark as to the maintaining of Newark as the eastern airmail terminus.

The sewer project, the cost to the City to date has been \$149,470.06; the cost by contract, estimated would be \$365,121.00, a saving to the City of \$115,650.94. The cost to the Federal WPA has been to date \$1,037.986.

The street project to date has cost the City \$401,673.44; the cost by contract, estimated would be \$2,121,500 a saving to the City of \$1,719,826.56. The cost to WPA on the street project up to date has been \$8,962,961.25.

I might say in connection with the street project that there cannot be any question in the mind of any individual, at least a reasonable one, as to the necessity of that program. Before 1930 the City spent for paving on streets between \$1,500,000 and \$3,000,000 every year between 1920 and 1930. There are 367 miles of paved streets in the City of Newark, and each year at least five miles of that 367 miles deteriorates to such a degree that it becomes imperative to pave those five miles or more of streets, and which in the past, before engaging in WPA projects, the City let by contract.

The swimming pools, the cost to date is \$149,812.88; the cost by contract of the work completed today is estimated at \$152,000 thereby saving the City \$2,187.12. The cost to WPA to date in the present status of the swimming pools has been \$249,465.60.

The water projects, the cost to the City \$561,132.58; cost by contract, estimated, of the work completed to date, is \$1,080,768, a saving to the City of \$519,635.42.

The cost to the Federal WPA to date has been \$1,033,322.40. So that there has been expended by WPA during the period of these five major projects, \$14,983.735. Now, it is obvious that that \$14,000,000, if WPA had not been inaugurated, would not have been in circulation, it would not have been to the advantage of the small merchant, and the large merchant as well, to participate in that spending power. That, I believe, has considerable value.

I might in connection with the water project demonstrate the necessity that in this water project is a line which is being constructed from Bloomfield Avenue to the South Orange Reservoir to replace a 36 inch line. This is a 48 inch line which is a part of the water project here, rather than a 36 inch line which is the line now in existence and is 46 years old. If there were to be a bursting in that main it would do unquestionably, immeasurable damage. And, obviously, the Vailsburg section would be without water for some time until the main could be repaired. Of course, the length of time would be dependent upon the seriousness of the break. Then, too, this 36 inch line now in existence is 46 years old, and everything eventually wears out, I would say this is a necessary project. Further than that, the increasing of the interior of the pipe from 36 to 48 inches will give additional pressure and give an addi-

tional supply or volume. From time to time we do have complaints in various parts of the City that the pressure, because of the narrowness of the lumen of a main does not meet with the requirements as the city develops and progresses.

So that, in the main, is, in my belief a summation of the projects now in existence that are involved in the bond issues before the City Commission. And in making this statement I do believe it will give a clearer picture, whether they are in favor of the WPA projects or opposed to them. It seems to me that the practical way to approach the subject is to take each bond issue separately, discuss that, and then determine as to the advisability, the economic value and the practicality of continuing WPA. Those are the factors that are presented, and I bring the commissioners up to date who were unable to attend the conference on last Thursday and also bring it to the attention of the public at large.

Commissioner Murphy: Is this a report you have prepared?

Mayor Ellenstein: Yes, it is a report I have prepared.

Commissioner Murphy: Can we get a copy of it?

Mayor Ellenstein: I have two copies that I was going to turn over to the press, but additional copies can be made. I had but a few days to prepare the report; it is rather voluminous; and copies will be submitted to each one of the Commissioners.

I might say at the conference with WPA the committee was informed, those who participated in that conference were informed by Mr. Allen, State Administrator of the WPA, that the projects would have to be discontinued; and Mr. Allen stated that the matter had been buffeted

about for a number of months and that it had reached a point where Mr. Allen is controlled by the regulation as it comes from Washington that the sponsor's contribution must be forthcoming or else the projects must cease. It was only after some urging on the part of the Overseer of the Poor that Mr. Allen consented to continue these projects until tonight, awaiting action by the City Commission. Otherwise that street project, which is affected to the greatest degree—there are somewhere between 5,600 and 5,800 men that would be returned to the relief rolls immediately. They have no other visible means of livelihood, and, of course, it is the City's and State's duty to care for and give those unfortunate people the necessities of life.

It seems that the practical way, in order to expedite the matter is that each bond issue be discussed separately. We are more likely to get a more concise viewpoint in that way.

But before doing that, however, I have been requested by one or two members of the committee of the Broad Street Association that they be permitted to make a statement, and I will call upon the Chairman of that committee to make that statement, Mr. Kuhn.

Mr. C. John Kuhn: Mr. Mayor and Honorable Commissioners: The City Finance Committee of the Broad Street Association wishes to make this statement and have it entered as part of the record of this meeting. Incidentally, Mr. Mayor, I should appreciate the privilege of reading this completely without interruption, if I may.

Mayor Ellenstein: Go ahead.

Mr. Kuhn: We have made an intensive study of various factors entering into the proposed bond ordinance and are opposed, in principle, to

them and to any method of financing Newark's share of the relief in any of its forms outside of the City Budget.

The City of Newark is in no position, today, to increase its debt, and we maintain that greater foresight and better city planning would have avoided the necessity for such action at this time. Newark's debt has increased at an alarming pace — it has doubled in the past twelve years. Relatively, its debt is higher than any other large city in the country, except New York City. In 1920 Newark's gross bonded debt was \$50,000,000, in 1925 \$63,000,000, in 1930 \$94,000,000, in 1935 \$127,000,000, and in 1937, \$122,000,000 — \$43,000,000 greater than it was just ten years ago. While our debt increased 80 per cent in that ten years, our population scarcely increased at all. That is not to be blamed on the present administration. As a matter of fact, since the peak of bonded and floating debt was reached in 1933 there has been a steady reduction, largely during the administration of a majority of the present City Commissioners. For that we give you due credit, but, gentlemen, that is the big job to be done in view of the rapid increase in previous years. That job has barely begun—it can't be stopped now. From February 28, 1935, when the law went into effect prohibiting any city in the State over the legal debt limit from issuing more than 60 per cent of debt paid off to May 17, 1938 (according to Puder's & Puder's audit) Newark paid off bonds in a total of over \$14,000,000. But during that same period it issued almost \$6,000,000 of new bonds—a net reduction of \$8,000,000 in three years. We maintain that such a reduction is too slow in view of the previous rapid increase. Now it is proposed that that same process continue.

The net debt of the City alone, after deducting all school bonds, self supporting water bonds and all sink-

ing fund, is 11.28 per cent of assessed value, 60 per cent in excess of the legal debt limit of 7 per cent. That, gentlemen is a prior mortgage of 11 per cent upon every piece of property in the City. To pay that off, every person in Newark owes \$211.37, plus interest on some of the debt for 40 years. Compare that per capita debt with Milwaukee at \$75.23, Boston at \$85.55, St. Louis at \$92.19, Cleveland at \$96.54, Los Angeles at \$98.34, etc. Can you point to any improvements that Newark has that these cities do not have, which are services to our taxpayers? Can you point to many significant services which Newark's citizens have which they did not have ten years ago when our debt was \$43,000,000 less? Certainly, an expensive but vacant Center Market, a port and airport development costing nearly \$20,000,000 that does not pay its operating expenses, a city railway constantly in the red, an unfinished hangar and half built swimming pools that are costing double or more their original cost estimates, are not conspicuous examples.

It is a simple fact that Newark cannot compete with other large cities under existing circumstances, it cannot draw new payrolls here to help lower relief costs, it cannot hold its present industries, until its financial affairs are set in order and its debt reduced. We hold that this fact alone should be sufficient reason to refrain from voting new bond issues for any purpose. And issuance of bonds for relief or WPA purposes is in our opinion particularly vicious and unsound. It appears to give temporary tax relief when in reality it builds up the cost of relief by inducing us to reach further than we otherwise would, and by payment of interest on the bonds—it saddles citizens in the future with an obligation which should be paid now. As of May 1, 1938, we still had outstanding

a \$4,234,000 remainder of the \$6,133,000 of bonds issued for direct relief alone since 1932.

Gentlemen, this relief matter is no longer an emergency which might provide an excuse for financing outside of the city budget. It is a permanent situation, within varying limits, which will recur year after year, necessitating constant outlays of moneys. Newark must take care of those in its city who are actually in need, but to do so by means other than providing for such costs in the annual budget is blind lack of recognition of facts.

We submit, therefore, that financing of relief, whether it be direct through WPA, or in any other form, should be a budgetary matter. By that method only can we attain a reputation of meeting the problem fearlessly and honestly, can we assure the taxpayers of the City that their funds devoted to this purpose are being economically administered, can we obtain a truer picture of actual costs, and can we hold expenditures down to those that are really necessitous. By that method only will we revive existing industry in Newark and bring new industries here—the only ultimate answer to the relief problem. If instead, all of these proposed bonds are issued, we will be back where we started from; none of the objectives will be reached and the credit of the City will be hurt further. You have admitted that this is but a beginning — that more millions of bonds will follow these to finance WPA expenditures. If that happens, taxes will rise to a point of destruction of real property values that will be calamitous, and Newark's relief problem will assume proportions that are beyond conception. Whatever has happened in the past, whether or not your fault, the time has come to take a strong hand to stop—now.

The financial position of Newark is the primary reason for our opposition to further bond issues. Contributing to that confusion is Newark's relation to WPA. In an effort to ease the burden of relief, we have embarked on a large WPA program, including some major projects which were never proper WPA efforts from the beginning. Our investigation of the WPA program and its progress has shown that we were led astray at the start—that a mistaken belief that we were getting a bargain has resulted in extravagance and waste, poorly planned, ill-conceived and badly executed projects, and costs so excessive that we would have been better off without WPA, even though it meant a heavier relief burden to carry and even though Newark paid for most of these projects entirely with her own funds. Rarely finished within the time and cost estimates originally made, often left incomplete or to be completed with city funds, frequently jobs of inferior workmanship, and with many projects which are either unnecessary or on a more grandiose scale than would otherwise have been the case, our participation in WPA has been a flat failure.

We have maintained and still do maintain that WPA increases Newark's cost of carrying relief, rather than reducing it. We were given certain figures last week which apparently refuted this claim, but upon closer analysis and study, our original contention still proves to be correct. A few simple computations make that clear. The Department of Public Works states that it is carrying a case load of 16,000 on direct relief, of which 14,000 are family cases and 2,000 "supplemental relief" cases. The Departmental budget carries a total of \$1,175,000 as Newark's total share of the cost of direct relief, or an average of \$98,000 per month. Allowing a figure of \$110,000 per month to take care of unexpected increases in load, and giving the Department

the benefit of ignoring completely the supplemental relief cases, and dividing this by the number of family relief cases alone, we arrive at a figure of approximately \$8.00 per month per case as Newark's net cost of direct relief. On the other hand, despite the figure of \$15.00 per month per man given us by WPA, which you mentioned, Mr. Mayor, as Newark's cost per WPA worker, the actual anticipated cost to Newark, based upon the WPA program of June 15, 1938, is over \$26.00 per month per man on WPA, or a net additional cost to the City of \$18.00 per month per man on WPA. That is over and above direct relief costs. The above figures of direct relief costs are, of course, based upon the prevailing proportion of the relief load now contributed by the State Financial Assistance Commission, but you can readily see that it gives plenty of room for the State to reduce its proportionate contribution and still leave Newark ahead.

You may answer that for this difference, Newark is obtaining many improvements which direct relief would not give us. We say that we are paying for them anyway. That difference mentioned totals \$2,160,000 per year which would pay for a good many improvements. In any event, WPA should not be used for capital improvements — that is a PWA function. WPA is a natural adjunct to current operations, to which it should have been confined from the start.

Moreover, we are told that all 10,000 of those now on Newark's WPA projects would be returned to direct relief if WPA were abandoned. But you know and we know that if WPA were abandoned today, probably less than half of that 10,000 would go on relief. Experience in other cities under similar circumstances indicates that about one-third of all WPA workers return to the relief rolls when projects are completed or aban-

done, and then only after a period of some months. There is no valid reason to suppose that any other result would be shown in Newark. We have reason to believe that less than 40 per cent of WPA workers in Newark would be eventually returned to the relief rolls.

But let us look at this matter of comparative costs in another more practical way, and use factual illustrations to prove the point. Painting this Council Chamber, the room in which this meeting is being held today, was a WPA project. In addition to the repainting work, mural decorations were to be placed on the walls. The total estimated cost of this project was \$17,000. Note what happened. With delays, it took almost a year to paint this room, and it is reported to have cost \$50,000 without murals. Any responsible workman here today could tell that such a cost is ridiculous. We do not know the net cost—this answers your question—we do not know the net cost of this paint job to the City, but we guess it to be \$20,000.

Mayor Ellenstein: I am quite sure you are guessing wrong. On a project of that character all the city supplies is the material, and if it puts men to work and adds to the decorative value of this room, certainly that is not injurious to the welfare of the City nor does it affect the taxpayers. It costs the city very, very little.

Mr. Kuhn: That particular one may be. May I finish this, however?

Mayor Ellenstein: That is not a fair example.

Mr. Kuhn: We believe, however, under private contract this room could be painted for less than \$10,000.

Mayor Ellenstein: Assuming it

could, but if the City only contributes \$5,000 for a project then it is not prejudicial to the interests of the City to give employment to men that will create an earning power of \$50,000 to them, which you say was spent here. If the City only spends \$5,000 then the City fares better than if they gave it out by contract.

Mr. Kuhn: Will you get for us the actual cost to the City and what it has cost to paint this room?

Mayor Ellenstein: If they are available.

Mr. Lennox, W. P. A.: The City of Newark, \$1,757, and it cost the WPA \$9,441.

Mr. Kuhn: These are from responsible officials. However, we will call that a bad example and strike it from the records. I will give another example.

Look at our four swimming pools. The total cost was estimated two years ago at \$613,000, of which Newark was to pay—\$364,000—and WPA \$249,000. To date that WPA contribution has been spent, the City has spent \$150,000, with commitments outstanding for \$410,000 more. This \$500,000 proposed bond issue will mean a final net cost to Newark for the four swimming pools of \$650,000 and we believe and is more than likely to run over \$700,000—twice the original estimate and probably more than all four pools would have cost if built under private contract, and Newark paid for all of it. That project, we believe to be a disgrace to the City and WPA, both of whom are culpable. The Associated General Contractors of New Jersey last month estimated that the \$400,000 so far actually spent on the pools, value received is worth \$132,488 or one-third of what it cost.

Mayor Ellenstein: Where did you get that figure?

Mr. Kuhn: That was published in the press.

Mayor Ellenstein: That doesn't make it authentic.

Mr. Kuhn: These examples of waste and inefficiency under WPA offer further proof of our contention that WPA is costing Newark more than it should. We call attention also to figures released yesterday by relief officials in New York City as an analogy. Despite an increase in case load in New York in the first seven months of 1938 compared to the same period in 1937, relief costs in 1938 were \$9,000,000 less than in 1937. They attribute this directly to a shift of WPA workers to direct relief, and state that WPA "costs far more to operate on a percapita basis than home relief." Further analysis showed that the same amount of money kept twice as many on home relief as on WPA, and bear in mind, if you please, that the State pays only 40 per cent. of relief expenditures in New York City.

There is no reason to believe that the same situation would not hold true in Newark.

In making these statements, we do not, as has been charged, ignore human values. We recognize the desirability and necessity of giving aid to those actually in need and are all willing to bear our just share of the cost. In all we have said, Mr. Mayor, we have never suggested that relief be reduced one dollar. We likewise subscribe to the theory that self-respect is maintained if the recipient can work for relief rather than to receive it as a dole. We respectfully submit, however, that WPA, in its major work projects, is virtually as degenerating as the dole—one needs but to watch a group of WPA work-

ers on a street repair project to be convinced of this. We do not say that that is the fault of the worker; it is inherent in the nature of WPA.

Beyond that, we want to see relief administered with as little political favor and patronage as possible (WPA lends itself too easily to that); we want to have the permanence of the situation recognized and accepted and no longer treated as an emergency requiring bond issues; we believe that however attractive any improvement of service may be to the City, it is axiomatic that we cannot have it until we can afford to pay for it; and finally we believe that this problem is not one of human values alone, but primarily one of methods of financing relief costs in the most economical way—a way of affording needed relief, the financial problems involved transcend all political problems and are far more important to the future welfare of Newark and its citizens.

We do attempt, however, to face the situation realistically. While not approving what has happened in the past, we nevertheless are at a critical juncture now which demands some action. We realize that the circumstances are difficult and that discussion alone will not solve this pressing problem. We appreciate the fact that our urgent recommendation to put relief on a budgetary basis, even though concurred in by you, cannot go into effect until next year. We realize also that immediate abandonment of all WPA projects now in progress may be the wrong way to accomplish that ultimate objective.

Therefore, while still opposed in principle, the exigencies of the situation make us inclined to believe that the wise course to pursue now is to approve that ordinance calling for a bond issue of \$250,000 for street repairs and improvements, in accordance with the views previously ex-

pressed by Commissioner Murphy. This recommendation is based upon the statement made to us that those funds will be sufficient to carry the 5,800 men until the end of the year, who would otherwise have to be dropped from WPA rolls.

We also repeat our suggestion previously made, that negotiations be entered into with all contractors who in good faith fabricated materials for or delivered materials to the swimming pools, and any others who still hold unfulfilled contracts, for the purpose of effecting the most economical and yet equitable settlements for accounts unpaid and for cancellation of contracts, and issuing a sufficient amount of bonds for that purpose, the swimming pool projects then to be abandoned for the time being.

Those actions will obviate the necessity for any other bond issues at present. They will give everyone concerned time for further study of the complex problem, with the hope that general business improvement in coming months will contribute toward a smaller relief load. Such actions should enable us to carry on to the end of the year, after which all relief expenses should be budgeted, including Newark's full share of any actually necessitous WPA projects that may be carried on, with bond financing for any form of relief definitely abandoned.

We are not here nor do we intend to argue nor debate with anyone—no good purpose can be served thereby. An open meeting like this is hardly conducive to calm and clear reasoning on any subject. We have stated our position privately to the Mayor and City Commissioners and publicly through the press, and this statement summarizes that position. Our only motive is to help secure the best possible business-like administration of city affairs to the ends that Newark's obligation to its unfortu-

nate needy may be fully taken care of, that its debt be steadily reduced with a consequent reduction in taxes and restoration of property values, and that the City's character and credit be restored to permit an expansion of industry within its borders, and thus bring into play the most effective means of solving our relief problems.

We have nothing more to say, Mr. Mayor, but this: We stand at the fork in the road today. One way leads us deeper into the financial morass; the other leads towards solvency, character, unimpeachable integrity, and greater security and happiness for all our citizens. The choice gentlemen, is up to you.

Mayor Ellenstein: Of course, you understand, Mr. Kuhn, that your statement requires an answer. While I cannot answer it in detail, however, there are certain factors or statements or parts of this statement that it seems to me would be imperative to answer.

Mr. Kuhn: I would prefer to close our statement as it was read, Mr. Mayor.

Mayor Ellenstein: That is hardly fair.

Mr. Kuhn: Our point being this: This statement has been prepared with the utmost care, thought and consideration over a fairly long period of time. Any answers which we give here today to questions which are asked us, necessarily offhand, they are not based on sufficient information for us to come to a conclusion and we prefer, therefore, that you tear our statement to pieces, if you wish to, and we prefer to let our statement speak for us.

Mayor Ellenstein: I do believe that you are here in a spirit of cooperation. I can say the debt of the City of New York has increased not de-

creased, notwithstanding the fact that the State Legislature in New York, by a special act, permitted the City of New York to levy taxes that produce sources of revenue other than that of the general property tax, which is not the condition in New Jersey. The State of Pennsylvania realized about eight months ago that that was necessary, and followed the same lead.

We in the City of Newark are limited in raising our revenue practically entirely from the general property tax. Speaking for myself I would still be in favor of continuing WPA so that each individual man might maintain his self respect and not become an object of charity and rather have him believe that he is contributing something in work for the money he receives. Those seem to be human principles to me.

Now, we will proceed with consideration of the ordinances on second reading.

The City Clerk presented the following ordinance for a further hearing, this being the adjourned date for same.

The City Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$250,000 Street Improvement Bonds of The City of Newark, and providing for the issuances of Bond Anticipation Notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to resurface certain public streets in said city with bituminous concrete, or penetration macadam, or

sheet asphalt, or with bricks or blocks of any material laid on concrete or sand or other foundation, or with concrete with the aid of the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred and Fifty Thousand Dollars (\$250,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40:1-55 of said Law, is Twenty-Five Thousand Dollars (\$25,000) and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred and Fifty Thousand Dollars (\$250,000).

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of Fifty Thousand Dollars (\$50,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. It is hereby determined and stated that part of the cost of said purpose, in labor or materials, is to be met by the Works Progress

Administration of the United States of America.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Two Hundred and Fifty Thousand Dollars (\$250,000), to be designated "Street Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolution to be hereafter adopted.

Section 6. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred and Fifty Thousand Dollars (\$250,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolution to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of

five years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40:1-76 of said Law, is increased by this ordinance by Two Hundred and Fifty Thousand Dollars (\$250,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 10. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

Congressman Edward L. O'Neill appeared and urged the Commission not to discontinue W. P. A. Projects; Mr. George Brown, Jr., 19 Vermont Avenue; Mr. Henry Green; Mr. Samuel L. Rothbard, representing Labor's Non-Partisan League, the C. I. O. and Workers' Alliance; Mr. H. B. Shanklin, representing the Building Trades of Essex County; Mr. Frank Hoagland, representing the Essex Building Trades Council; Mr. Frank Shapiro, 111 West Street, appeared and urged the continuance of W. P. A. projects.

There being no one else to be heard, Commissioner Murphy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

Section 10 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance providing for the issuance of \$250,000 Street Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of \$250,000 Street Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds.

The ordinance having been read

three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance for a further hearing, this being the adjourned date for same.

The City Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds.

The Board then entered upon said hearing.

Mayor Ellenstein: Before hearing the speakers who are in favor and opposed to this ordinance, I wish to read this statement pertaining to the project for which this money is designed.

"There are 565.74 miles of water mains incorporated in the water system of the City of Newark. Most of this mileage lies beneath pavements of streets within the City of Newark.

The Division of Water prepares in advance a list of mains that must be extended, strengthened or replaced for several years to come. This schedule is based on the known age of existing water mains, the life expectancy of such mains, number of complaints received from consumers which are traceable to condition of mains, together with changing conditions in the nature of the properties which such mains serve.

In 1936 a forecast for ten years construction work was prepared, based on such data. Because of the attractive opportunity presented by the WPA work for keeping construction costs down to about 50 per cent. of what contract work would be, the Division of Water undertook its ten year program and not only accomplished its first year's work but has, at the present time, anticipated work for about five years.

In so doing, it selected those streets which were also proposed for repaving so that it would not be necessary to tear up a new pavement within a few years after its construction in order to install water mains.

By working concurrently with the paving program the Division of Water also effected large savings in the cost of restoring roadway pavements, since such restoration was not necessary but became part of the repaving project.

Where some other special controlling feature necessitated water work, mention has been made in the following detailed summary of the projects involved."

To it is attached the project, and the analysis. There is at present 2,000 lineal feet of streets opened, which has stopped the entire project, which employs approximately 850 men. One of the mains, as stated before, is of increased size of the lumen of the 36 inch pipe line which runs from Bloomfield Avenue to the South Orange Reservoir, which is 46 years old, and in its place will be placed a 48 inch aqueduct. This will increase the supply and pressure and avoid the possibility of any breaking in the main which would do considerable damage, depending on the extent of the break. This \$200,000 is designed over a six months program

and would take care of the work as originally outlined, at least for the existing year.

Now, is there anyone else who wishes to speak on this ordinance?

(Discussion between Commissioner Murphy and Mayor Ellenstein out of hearing of stenographer).

Mayor Ellenstein: How long has this water project been operating?

Mr. Lennox: This project is operating like a horse walking on three legs. You have got eight feet of dirt piled up on Seventh Street. There has been no machinery on the project for a week. They took the equipment off July 11th. We are trying to go along and do the work without it, but you cannot lay pipe without machinery.

Mayor Ellenstein: As part of this project it was necessary for the City to hire special heavy equipment to handle these large mains, and the funds were exhausted on July 11th. The result is that the project is continuing, as put by one of the officials of WPA, on three legs.

Commissioner Byrne: I ask it be deferred for one week.

Mayor Ellenstein: Is there a second to the motion?

Commissioner Murphy: While I am in favor of the project, I think more detailed information should be submitted to each member of the Commission. I second the motion that it be deferred one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The City Clerk presented an ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Duffy: I move the ordaining clause be stricken out.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein: In connection with this swimming pool ordinance, I want to say that contrary to the press reports when I went to Washington and saw the heads of the WPA and PWA, I endeavored to induce them to convert it into a PWA project so the City could participate in a 45 per cent grant. At that time we had these four mechanical contractors who were given contracts. I was informed by Colonel Clark that there wasn't any chance—or very little chance, rather, of having a 45 per cent. grant given and those commitments already made, which amounted to \$206,906.18. In addition to that there were contracts to material men amounting to \$161,766.70. It was thought at the time that these material men might terminate their contracts, and, accordingly, letters were sent out to some 23 of them in an endeavor to induce them to terminate the contracts so that the project might be put in as a PWA project and the City receive the benefits of a 45 per cent grant on the difference between \$206,000 and \$500,000. It was learned during the period that I was away that but few material men would agree to cooperate in that direction, and that amounted to about

\$22,000. So the City is in a position where it is stymied into converting that into a PWA project.

A telegram signed by Charles L. Apgar, Recording Secretary, Carpenters Union No. 119, urging completion of the swimming pools and other WPA projects, was received, read and ordered filed.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The City Clerk then read the ordinance at length:

An Ordinance providing for the issuance of bonds of The City of Newark for the purpose of constructing water mains in certain public streets and roads in said City.

The Board of Commissioners of The City of Newark Do Ordain, as follows:

Section 1. It is hereby determined and stated that it is necessary that ~~The City of Newark~~ shall raise money for the purpose of constructing water mains in the following streets in said City:

First Avenue, from Fifth Street to North Seventh Street; and

North Seventh Street, from First Avenue to Seventh Avenue;

with the aid of the Works Progress Administration of the United States of America, and that the estimated maximum amount of money necessary to be raised from all sources for said purpose is Eighty-Five Thousand Dollars (\$85,000.00), and that the estimated maximum amount of bonds or notes necessary to be issued for said purpose is Eighty-five Thousand Dollars (\$85,000.00).

Section 2 The finance said purpose bonds of The City of Newark are hereby authorized to be issued in an aggregate principal amount not exceeding Eighty-five Thousand Dollars (\$85,000.00), pursuant to the Local Bond Law, Revised Statutes of New Jersey, 1937, 40:1-1 to 40:1-88, inclusive. Said bonds shall bear interest at a rate not exceeding six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolution to be hereafter adopted.

Section 3. To finance said purpose Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Eighty-five Thousand Dollars (\$85,000.00) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to the Local Bond Law, Revised Statutes of New Jersey, 1937, 40:1-1 to 40:1-88, inclusive. Said notes shall bear interest at a rate not exceeding six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitation prescribed by said law. All matters with respect to said notes not determined by this ordinance shall be determined by resolution to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance the aggregate principal amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued, and, if the aggregate amount of such bonds and notes therefore issued and then outstanding shall exceed the sum first mentioned in this section, the proceeds of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes.

Section 4. Not more than Thirty-five Hundred Dollars (\$3,500) of the sum to be raised by the issuance of said bonds or notes may be used to finance interest on obligations issued

to finance such purpose, whether temporary or permanent, or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of such obligations, as provided in the Local Bond Law, Revised Statutes of New Jersey, 1937, 40:1-55.

Section 5. It is hereby determined and stated that no part of the cost of financing said purpose has been or is to be specially assessed on property specially benefitted thereby.

Section 6. It is hereby determined and declared that the period of usefulness of the purpose of the financing of which said bonds and notes are to be issued is a period of forty years, computed from the date of said bonds.

Section 7. It is hereby determined and declared that the Works Progress Administration of the United States of America has agreed to meet a part of the cost of said improvement in cash, labor or materials. Pursuant to the Local Bond Law, Revised Statutes of New Jersey, 1937, 40:1-12, the sum of Two Thousand One Hundred and Twenty-five Dollars (\$2,125.00) shall be included as a down payment to finance said improvement in the budget of the City of Newark for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations hereby authorized.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by the Local Bond Law, Revised Statutes of New Jersey, 1937, 40:1-1 to 40:1-88, inclusive, has been duly made and filed in the office of the City Clerk of The City of Newark, and that such statement so filed shows that the gross debt of said City, as defined in

Section 40:1-76 of the Revised Statutes of New Jersey, 1937, is increased by this ordinance by Eighty-five Thousand Dollars (\$85,000.00) and that the issuance of said bonds and notes is permitted by an exception to the debt limitations prescribed in said Law, contained in subdivision (D) of the Local Bond Law, Revised Statutes of New Jersey, 1937, 40:1-16.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein: That is to complete a project where the street is open.

Mr. Malmstrom: That involves 650 men at present working.

Commissioner Byrne: Have you got some money set up to carry them along for a while?

Mr. Malmstrom: Yes, but we have no equipment.

Commissioner Byrne: This isn't an emergency today like that 5,800 men.

Mr. Malmstrom: It is in the same category, yes.

Mayor Ellenstein: They agreed to continue the men until disposition by the City Commission today.

Mr. Malmstrom: That is correct.

Mayor Ellenstein: Is was agreed upon because of the street being open and the necessity of completing this project which entails 650 men, all the Commissioners agreed to appropriating that by this ordinance. The understanding was with Mr. Allen that there would be some disposition so they can determine their policy in accordance with that. Does any per-

son wish to be heard on this ordinance?

Commissioner Byrne: I move it be deferred for one week.

Mayor Ellenstein: Commissioner Byrne moved it be deferred for one week from Wednesday. In the meantime these 650 men are going off the project as I understand it. It was agreed by Mr. Allen only after much persuasion that he agreed to keep the men on until tonight. The streets are open and the project has to be completed.

Mr. William Hauta, 257 Bruce Street, representing the Workers' Alliance; Mr. George Brown, Jr.; Mr. Hyman Goroll, 184 Prince Street; Mr. James Sweeney, 453 Mt. Prospect Avenue, appeared and urged that the project be carried on to completion.

Commissioner Duffy: In order that these men may be retained at their work I move its adoption.

Commissioner Murphy: I am satisfied to vote for this ordinance. I have no objection to it providing I get a breakdown from you as to the exact cost involved.

Commissioner Byrne: I was given information, I believe today, that the instructions from the WPA were that only 5,800 men were involved in the passage of these ordinances. In view of the fact that I was one of the ones originally to go along with the WPA, and if it actually means taking the word of these three men, which I did not know until this moment, if it actually means a difference of 650 men being put off work, I will vote for the 650 men to be retained.

Commissioner Murphy: I am for action now, as long as you are going to give me the statement.

Mayor Ellenstein: Will you move to

adopt it on second reading, and I will promise to give you all the detailed information you want.

Commissioner Murphy: I certainly will. I move it be taken up on second reading, and that the public hearing be closed.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Murphy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that the title of "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of constructing water mains in certain public streets and roads in said City," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of bonds of The City of Newark for the purpose of constructing water mains in certain public streets and roads in said City:

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of \$125,000 Sewer Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Byrne: I move it be deferred for one week.

Mayor Ellenstein: I see the officials of the WPA shaking their heads in approval—

Mr. Malmstrom: It is not approval, but they don't come in the same category as the other two.

Commissioner Murphy: In order to give Commissioner Byrne an opportunity to investigate, I will second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today

was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Murphy: I move you it be deferred one week in order to give the Mayor an opportunity to submit to each Commissioner reports.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Now, I will assign Mr. Costello to communicate with you and give you all the information and full report on anything you want.

Commissioner Murphy: When you left on your trip you told the Commission this thing was going to be taken up and probably put in shape again between the WPA \$133,000 and the City with \$125,000. There has been no report to this Commission as to what has been done about it.

Mayor Ellenstein: That applies to all the projects. I assign Mr. Costello to you.

Commissioner Murphy: I want the reports made to the full Commission, not only to me, and naturally, over your signature.

Mr. Cleary. On that item of \$133,000 which the City is requesting the WPA to clear up, we have submitted that matter to our Regional Office and they have given us an adverse report. We have again taken it up with them and we expect to have a meeting with them in the next day or two to again submit more information to them.

Commissioner Murphy: So we may hear something definite from that in a week?

Mr. Cleary: We hope so. This has nothing to do with the ordinance.

Mayor Ellenstein: I think the Commissioners agree with me we have taken a definite stand that we are not going to contribute any part of that \$133,000.

Commissioner Murphy: If we do not get it and the work does not go on we cannot use the hangar.

Mr. Cleary: I don't know about that.

Commissioner Murphy: The engineers made that statement.

Mr. Cleary: That is a contention of the City of Newark.

Commissioner Byrne: Don't we need it for the doors?

Mr. Cleary: That is what the City of Newark contends.

Commissioner Byrne: If we don't get that we don't put doors up.

Mr. Cleary: A portion of the doors.

Mayor Ellenstein: Supports.

Mr. Cleary: The contentions of the City of Newark have been submitted to our Regional Office and they will give a decision on it. But that has

nothing to do with the present ordinance.

Mayor Ellenstein: A motion to adjourn is in order.

Commissioner Murphy: The next meeting, a week from Wednesday, I am holding a tax sale in this room. Would you mind holding your meeting somewhere else?

Commissioner Byrne: I move that the conference and meeting of the Commission on Wednesday, August 31st, be held in the Mayor's Office.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN,
M. P. DUFFY,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.

The Board of Commissioners
of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., August 24, 1938

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Mayor Ellenstein.

Absent: Commissioners Franklin, Murphy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The City Clerk read the minutes in full.

Commissioner Duffy: I move the minutes be approved.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Duffy introduced the following ordinance, and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance authorizing the acceptance by The City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as Lots 25, and 27, Block 107, on the City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of 10 years, with an

option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey, 1937, Title 54:4, 109-113.

WHEREAS, Mildred J. Cole is the owner of certain premises in the City of Newark, hereinafter more particularly described, and there is due and owing thereon taxes and municipal charges, up to and including August 31, 1938, in the sum of Seven Thousand and Four Hundred Dollars (\$7,400.00); and

WHEREAS, said Mildred J. Cole desires to convey said premises to the City of Newark, in satisfaction of the amount due to the City, and desires to lease said premises from the City of Newark, with an option to purchase, all by virtue of and in conformity with the provisions of Revised Statutes, 1937, of the State of New Jersey, Title 54:4, 109-113; and

WHEREAS, in the opinion of the Director of the Department of Revenue and Finance, the premises at 394-396 Washington Street could not readily be sold at a price sufficient to pay and satisfy the amount of such municipal charges, in view of the present Newark real estate market; and

WHEREAS, the Board of Commissioners of The City of Newark is satisfied that the said property could not readily be sold at a price sufficient to pay and satisfy the amount of the aforesaid municipal charges;

THEREFORE, The Board of Commissioners of The City of Newark do ordain:

That by virtue of and in conformity with the provisions of Revised Statutes, 1937, of the State of New

Jersey, it is hereby provided as follows:

1. That subject to the terms hereof The City of Newark shall accept from said Mildred J. Cole, owner, a conveyance of premises situate at 394-396 Washington Street, Newark, New Jersey, known and designated as lots 25 and 27, block 107, on the City Tax Maps, and more particularly described as follows:

BEGINNING in the east line of Washington Street at a point distant sixty-six feet four inches north from the northeast corner of Washington and Marshall Streets; thence along Washington Street north thirty degrees ten minutes east fifty-six feet four inches; thence southeast along land belonging to the Estate of Henry Nichols, deceased, ninety-nine feet six inches; thence still along same forty-eight feet ten inches to land belonging to Henry W. Nichols; thence along his line north fifty-eight degrees thirty minutes west ninety-seven feet three inches to the east line of Washington Street and place of Beginning.

Known as 394-396 Washington Street.

2. Said conveyance shall be accepted to compromise, settle and adjust all past due municipal charges, as of August 31, 1938, in the amount of Seven Thousand Four Hundred Dollars (\$7,400.00), as provided in Revised Statutes of New Jersey, 1937, Title 54:4, 109-113;

3. The City of Newark is and does hereby lease, simultaneously with the acceptance of the aforesaid conveyance, the above described premises to said Mildred J. Cole, for a period of ten (10) years, commencing August 31, 1938, at the annual rental of Three Hundred and Sixty Dollars (\$360.00), payable in equal monthly instalments of Thirty Dollars

(\$30.00) each, on the first day of each and every month, in advance.

4. Said lease shall further provide:

(a) That the lessee shall pay all water rent and service charges, and to maintain and keep the premises in good repair, and save the City harmless from any claim for damages by any person or persons by reason of injury sustained in and about the premises, and shall keep the premises insured against public liability and the building and structures against loss or damage by fire;

(b) That no structures of any kind shall be erected on said premises without the written consent of the City;

(c) That the aforesaid premises are to be used by the lessee, subject to all of the laws and ordinances, orders, rules and regulations of the Federal Government, State of New Jersey and The City of Newark, and all governmental departments, bureaus, boards and offices having jurisdiction and authority over such cases.

(d) That in the event of a breach on the part of the lessee of any of the terms, conditions and covenants of the lease, then all rights of the lessee thereunder shall terminate immediately.

(e) That the lessee will, on the last day of the term or the sooner termination of the lease, quietly and peaceably surrender the leased premises to the City.

(f) That if the leased premises shall during the term of the lease become vacant or be abandoned by the lessee, then the City shall have the right to enter the same and re-take the possession thereof, without recourse to law, without being liable therefor in damages, the right to so enter and re-take being hereby grant-

ed, under such case, to the City by the Lessee.

(g) That said lease shall contain an option to purchase by the lessee of all or any part of the aforesaid premises, the purchase price to be in an amount to meet the requirements as provided for in Revised Statutes of New Jersey, 1937, Title 54:4, 109.

(h) That due to the old condition of the buildings on the premises, the lessee shall have the right to remove or cause to be removed said building, at her own expense, provided, however, that there shall be no reduction in the rental paid by the lessee for said premises.

5. The Director of the Department of Revenue and Finance is hereby authorized and empowered to accept a deed of conveyance, free and clear of all items other than exist in favor of The City of Newark, in settlement of municipal charges due and owing thereon, and to execute the lease for and on behalf of The City of Newark, conditioned that the said deed and lease shall be approved as to form by the Law Department.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Duffy moved that September 7th, at 10 A. M. Standard Time, 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J. be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the sum of Three hundred thirty-three dollars and thirty-two cents (\$333.32) be and the same is hereby appropriated to the City Treasurer, being the supplementary payroll of the Department of Public Works for the month of July, 1938, as follows:

Newark City Hospital\$333.32

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED, That the sum of Six thousand, three hundred fifty-one dollars and ninety-six cents (\$6,351.96) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Home	\$ 4,313.40
City Hospital alterations..	1,421.56
Band Concerts	617.00
.....	<hr/>
.....	\$ 6,351.96

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy,
Mayor Ellenstein.

RESOLVED, That the sum of Five hundred ten thousand five hundred thirty-eight dollars and forty-two cents (\$510,538.42) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief, Direct \$510,538.42

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

RESOLVED, That the sum of Two hundred twenty-four dollars and forty-one cents (\$224.41) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Administration\$224.41

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the sum of Six hundred and twenty-five (\$625.00) be and the same is hereby appropriated

ed to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Maintenance of Dog Pound.....\$625.00

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

RESOLVED, That the sum of Three thousand, two hundred fifteen dollars and forty-four cents (\$3,215.44) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending August 17th and August 20th, 1938, as follows:

Shade Tree	\$ 2,013.44
Public Buildings	1,202.00
	<hr/>
	\$ 3,215.44

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, That the sum of Two hundred twenty-four thousand, four hundred five dollars and fifty-one cents (\$224,405.51) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from August 1st to 15th, 1938, incl., as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	82,913.52
Police Division	132,353.45
	<hr/>
	\$224,405.51

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED, That the sum of Two hundred two dollars and five cents (\$202.05) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety as follows:

Building Division	\$106.43
Electrical Division	95.62
	<hr/>
	\$202.05

M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED, That the sum of Twenty-five dollars (\$25.00) be and the same is hereby appropriated to the person named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Police Courts	\$25.00
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M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Thirty-one thousand two hundred thirty-seven dollars (\$31,237.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, weekly payroll, period ending August 17, 1938.

Newark Airport	
Bureau of Motors	\$ 2,687.70
Bureau of Streets	2,068.57
Bureau of Sewers	1,037.59
House Sewer connections..	317.10
Bureau of Street Cleaning	14,974.16
Street Construction	398.84
Bureau of Docks	687.60
Bureau of Water	9,065.44
	<hr/>
	\$ 31,237.00

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED, That the sum of Five thousand, forty-five dollars and nineteen cents (\$5,045.19) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of

bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA Project No. 3531-7)	\$ 4,784.14
Street Construction (WPA Project No. 3531-7)	120.05
Street Construction (WPA Project No. 3531-7)	96.00
Sewer Construction (WPA Project No. 601)	45.00
	<hr/>
	\$ 5,045.19

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED, That the sum of Forty-four dollars and eighteen cents (\$44.18) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Interdepartment Department as follows:

Law Department	\$23.00
C. Sundries	1.18
Sesqui-Centennial Celebration ..	20.00
	<hr/>
	\$44.18

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED, That the sum of Twenty-three thousand nine hundred twenty-four dollars and forty-six

cents (\$23,924.46) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Surplus and Deficiency\$23,924.46

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED, That the sum of One thousand five hundred forty-six dollars and five cents (\$1,546.05) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 148.74
Fiscal Agent	1,331.81
Contingent	65.50
	<hr/>
	\$ 1,546.05

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

RESOLVED, that the following bonds be and the same are hereby approved as to sufficiency:

Alexander Zarrillo, 181 Heckel Street, Belleville, representing Society of St. Cataldo, for display of fireworks, September 5th, 1938.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Relief Checks and Cod Liver Oil and Bottles; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed bids, the amounts of their bids being as follows, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

COLYER PRINTING COMPANY—
Newark, N. J.

Approx. 300,000 Relief Checks Padded @ \$3.42 per M.

DAY CHEMICAL COMPANY—
Newark, N. J.

Approx. 200 gross Bottles, 8 oz. prescription, packed three (3) dozen to carton, clean and new, Flint, Cork Finish @ \$3.10 per gross.

JAMES P. SMITH—
Newark, N. J.

Approx. 75 Drums Cod Liver Oil, 30 gallons each USP @ \$33.44 drum.

M. P. Duffy.
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for the furnishing and delivering of License Tags, Badges and Plates, for the Department of Public Safety; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said License Tags, etc., to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contract for furnishing and delivering said License Tags, Badges and Plates:

GEORGE J. BESSINGER—
Newark, N. J.

Approx. 1,000 Taxi Operator's Badges, nickel plated @ .25 each.

Approx. 400 Taxi Operator's Badges, oxidized @ .25 each.

Approx. 400 Peddler's Badges @ .25 each.

Approx. 100 Bill Distributor's Badges @ .25 each.

Approx 50 Junk-on-foot Badges @ .30 each.

Approx. 12 Organ Grinder Badges @ .35 each.

Approx 8,000 Dog License Tags @ \$16.00 M.

Approx. 525 Vender Plates @ .10 each.

Approx. 550 Cartmen Plates @ .10 each.

Approx. 150 Junk Dealer Plates @ .10 each.

Approx. 100 Ice Cream Vender Plates @ .12 each.

M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Drugs, Surgical and X-ray supplies.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Paving Brick Traffic Markers, Portland Cement and Basin Heads; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

HARRISON SUPPLY COMPANY—
Harrison, N. J.

Approx. 10,000 Paving Brick Traffic Markers (Section 461 Bureau of Streets Standard Specifications) Delivery to City Asphalt Plant in Truck or Railroad Cars @ \$58.50 per M.

Approx. 10,000 bags Regular Portland Cement (Section 406-407 Bureau of Streets Standard Specifications) Carload delivery to City Asphalt Plant, paper bags @ .518 bag.

ARMORED CONCRETE CORPORATION—Newark, N. J.

Approx. 150 City Highway Basin Heads, curb piece 8" to 10" deep, circular or rectangular flange as directed (Section 494 Bureau of Streets Standard Spec.) Truck delivery to various streets throughout the City @ \$45.00 each.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, an application has been submitted by the Committee of St. Cataldo, sponsoring the Feast of St. Cataldo, under the auspices of St. Rocco's Roman Catholic Church, to the Board of Commissioners of The City of Newark, under the provisions of Chapter 51, Laws 1937, (R. S. 1937 Title 21, Chapter 3), for a permit to display fireworks in the City of Newark, which application is attached hereto and made part hereof; and

WHEREAS, in compliance with the Act, the applicant submits a surety bond in the sum of \$3,000.00, issued by the Indemnity Insurance Company of North America, of Philadelphia, dated August 22, 1938;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that permission is hereby granted to the Committee of St. Cataldo, sponsoring the Feast of St. Cataldo, under the auspices of St. Rocco's Roman Catholic Church, for a public display of fireworks at Hunterdon Street and Fourteenth

Avenue, in the City of Newark, on Monday, September 5, 1938, between the hours of 11:00 and 11:45 P. M.; subject to the provisions of Chapter 51, Laws 1937, (R. S. 1937, Title 21, Chapter 3), and the application filed herein and attached hereto and made a part hereof; and the Director of the Department of Public Safety be and he is hereby authorized to issue such permit as aforesaid, and the City Clerk be and he is hereby directed to file the surety bond, No. 98639, Indemnity Insurance Company of North America, of Philadelphia, dated August 22, 1938, in his office, and for the purposes set forth in the said Act, and he is hereby directed to forward a copy of this resolution, together with the application and a copy of the permit granted, to the Bureau of Explosives of the Department of Labor of the State of New Jersey.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

WHEREAS, on April 12, 1936, Grace De Rocca, who was riding in an automobile driven by Lucille Menn, was severely and permanently injured as the result of a collision between the automobile driven by Lucille Menn and a safety isle on Broad Street, Newark, and Grace De Rocca has instituted suit against The City of Newark in the New Jersey Supreme Court, Passaic Circuit, alleging that the said Grace De Rocca was severely and permanently injured as a result of the wrongful acts of The City of Newark in the maintenance of the said safety isle; said suit being in the amount of \$15,000; and

WHEREAS, in the opinion of the

Law Department the aforesaid claim against The City of Newark should be settled if a reasonable settlement can be effected; and,

WHEREAS, said Grace De Rocca has agreed to accept the sum of \$1,000.00 in settlement of all claims against The City of Newark, arising out of the aforesaid action for and on behalf of Grace De Rocca; and,

WHEREAS, in the opinion of the Law Department the said sum of \$1,000.00 is a reasonable settlement figure under the facts and circumstances of the case;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the case of Grace De Rocca against The City of Newark, which case is now pending in the New Jersey Supreme Court. Passaic Circuit, be settled for the sum of \$1,000.00; and the Director of the Department of Revenue and Finance is hereby authorized to make the necessary payment of \$1,000.00 to Grace De Rocca, on receipt by him of the proper release and discontinuance of the action; said release and discontinuance to be approved by the Law Department.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

WHEREAS, there is pending in the Essex County Circuit Court a suit by Mary E. Schwab, Executrix of the Estate of Mary A. Schwab, against The City of Newark, in the amount of \$25,000.00, wherein it is alleged that The City of Newark, through its servants, agents and employees, wilfully and maliciously broke into the premises of Mary A. Schwab, of 199

Washington Street, on or about the 21st day of January, 1935, and seized and carried away goods and chattels of the plaintiff. By reason of the taking of the said goods and chattels said Mary A. Schwab was deprived of the use of her goods in the conduct of her business; and,

WHEREAS, the alleged breaking and entering, and the taking of the goods and chattels, was in an attempt to collect taxes in the amount of \$344.02, assessed against the Newark Go-Cart Company, of which Christian Schwab was the proprietor at the time the assessment was made for the years 1931, 1932, 1933 and 1934, and the enforcement of the lien by levy and sale of the property; and,

WHEREAS, it appears that at the time of the execution and the sale of the property, the Newark Go-Cart Company was owned by Mary A. Schwab, who had acquired title to the property by execution and judgment of sale in January, 1934; and,

WHEREAS, it is the contention of the complainant that the City had no right to take the property of Mary A. Schwab to satisfy the tax owed by Christian Schwab; and,

WHEREAS, there is in dispute a question of law concerning the lien of the City insofar as it would affect the property in the hands of Mary A. Schwab; and,

WHEREAS, the Law Department is of the opinion that under the facts and circumstances of this case a settlement should be made if a reasonable settlement can be effected; and,

WHEREAS, Mary E. Schwab, Executrix of the Estate of Mary A. Schwab, has agreed to accept the sum of \$900.00 in settlement of all claims against The City of Newark, and officers and employees who acted in said matter, and will execute

releases and discontinuances of actions pending; and,

WHEREAS, the Law Department is of the opinion that \$900.00 is a reasonable settlement;

THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark, that the suits now pending in the Essex County Circuit Court, wherein Mary E. Schwab, Executrix of the Estate of Mary A. Schwab, is complainant, and The City of Newark, and certain officers and employees of The City of Newark, are defendants, be and the same is hereby settled for the sum of \$900.00; and the Director of the Department of Revenue and Finance is hereby authorized to pay to Mary E. Schwab, Executrix of the Estate of Mary A. Schwab, the sum of \$900.00 in settlement of the pending cases, upon the execution of proper releases and discontinuances, said releases and discontinuances to be approved by the Law Department.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, on July 1, 1938, actions entitled, "Weyerhaeuser Timber Co. v. P. R. R., et al., and Weyerhaeuser Steamship Co., et al. v. P. R. R., et al.," came on for oral argument at the Interstate Commerce Commission in Washington, D. C.; and

WHEREAS, The City of Newark being interested in the determination therein, was represented by a specialist in the matter of railroad rates in the person of Milton P. Bauman; and,

WHEREAS, the said Milton P. Bauman has presented a bill for \$75.00 for services and traveling expenses in connection with the aforesaid appearance; and,

WHEREAS, the appearance of the said Milton P. Bauman was deemed necessary in the interest of the Port of Newark, as it involved question of rail and terminal rates;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of \$75.00 be and the same is hereby appropriated to Milton P. Bauman, of 16 Exchange Place, Jersey City, for services and traveling expenses rendered The City of Newark in appearing as a specialist in the matter of railroad rates for The City of Newark, in connection with actions in the Interstate Commerce Commission, Washington, D. C., on July 1, 1938, which actions are entitled, "Weyerhaeuser Timber Co. v. P. R. R., et al. and Weyerhaeuser Steamship Co., et al. v. P. R. R., et al.," Dockets 27510 and 27511; and the Director of the Department of Revenue and Finance be and he is hereby authorized to pay the same.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners of The City of Newark, on July 6, 1938, adopted a resolution providing for the re-conversion from registered into coupon form of \$111,000.00 School Bonds of The City of Newark, dated May 1, 1907; and,

WHEREAS, there was erroneously

Contained in said resolution for the purpose of re-conversion Bond No. 850 of School Bonds of The City of Newark, dated May 1, 1907; and,

WHEREAS, said Bond No. 850 is still outstanding as a registered bond, and the coupon bond No. 850 is not required and should be cancelled;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that coupon Bond No. 850 of School Bonds of The City of Newark, dated May 1, 1907, having been erroneously included in a resolution dated July 6, 1938, providing for the re-conversion from registered into coupon form of \$111,000.00 School Bonds of The City of Newark, New Jersey, dated May 1, 1907, and not being required, as the said registered bond No. 850 is still outstanding and is not to be re-converted, the Director of the Department of Revenue and Finance be and is hereby authorized and directed to cancel said coupon bond No. 850.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

WHEREAS, Goline Doremus, Deputy Chief Engineer in Charge of the Bureau of Street Cleaning, Department of Public Affairs, will on August 25, 1938, complete forty years of faithful and devoted service to the City of Newark;

AND WHEREAS, this Board of Commissioners desires to suitably recognize and mark such lengthy period of able and valued services;

THEREFORE BE IT RESOLVED, that this Board hereby commend Goline Doremus for his fidelity to his duties and extend to him its congratulations upon his completion of forty years of public service;

AND BE IT FURTHER RESOLVED, that a copy of this resolution suitably inscribed be presented to Goline Doremus with the sincere good wishes of the members of this Board.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said Ordinance, NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled, "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of Reconstruction of the City Hospital," adopted by the Board of Commissioners on December 8th, 1937, Bond Anticipation Notes of said City of the aggregate principal amount of \$70,000.00, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that \$70,-

000 00 of the moneys borrowed by the issuance of said notes shall be used to pay the outstanding \$70,000.00 Bond Anticipation Notes, payable on the 6th day of September, 1938, heretofore issued pursuant to said ordinance;

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey;

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law;

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy.
Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of John P. Finneran (Mildred M. Satchwell, owner); for the establishment of a funeral home in a 3rd residence district; premises 169 Roseville Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The following telegram was received and read:

Western Union
Booth Bay Harbor, Me.,

August 19, 1938.

Mayor Ellenstein,
City Hall,
Newark, N. J.

As a property owning resident within 200 feet of Satchwell property 173 Roseville Avenue I wish to make strong protest against opening of funeral parlor at that address.

G. HUBERT ALLEN, M.D.

Ordered filed.

The following communication was received and read:

M. M. Freedman & Co., Inc.
Packard Building

Philadelphia, Pa., August 22, 1938

Honorable Joseph M. Byrne, Jr.
City Hall,
Newark, N. J.

My dear Commissioner:

I wish to thank you for the courtesy you extended to me the other day and would advise that, after leaving you, I called on one of my real estate agents in Roseville, Mr. Robertson, and he informed me that a man by the name of Felix Italiano has gone to the License Bureau to get a license to open a restaurant in my property at 161 Roseville Avenue and had also applied to the Board of Adjustment for permit to operate such a business there. This was the first knowledge I had of this application. The Parmly Estate, of which I am president, owner of the property, has not entered into any agreement of sale, nor has it given any option on same, nor authorized its sale for such purpose.

I am enclosing a letter to the Board of Commissioners, and I would appreciate it if you would look it over carefully. If you approve of it, present it to the Commissioners, or return it to me with any suggestions you have to make.

My visit to Newark the other day recalled some of the old times, when we used to fight political questions with your father and our good friend, Senator Smith.

With kind regards,
Very truly yours,
Parmly Estate,
By J. F. Parmly, President.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Suppose you read it again?

(The City Clerk read the application.)

Mayor Ellenstein: Is there a representative of the applicant here?

Mr. Russell Riley: I appear for the applicant.

Mayor Ellenstein: I might ask Mr. Rankin the question raised: was the legal notice given?

Mr. Rankin: Five days. He says in the letter he received it five days before and we had a communication.

Mayor Ellenstein: All right, go ahead. Who is the applicant, is he the owner of the property? The claim made by this man from Philadelphia, who is president of the Parmly Estates that there isn't any good faith on the part of the applicant—

Mr. Riley: Well, I have the attorney representing the Estate of the present owner which was Dr. Satchwell, deceased. I have the attorney representing the estate. I represent the applicant.

Mayor Ellenstein: Who is to be a tenant of the property?

Mr. Riley: No, he is to buy it. There is a contract of purchase.

Mayor Ellenstein: I presume that you have an agreement predicated on whether or not the application goes through?

Mr. Riley: That is right. And the

only thing Mr. Parmly fails to mention in his letter to the Board is the fact that he negotiated to sell the property to my client prior to the purchase from Dr. Satchwell's estate.

Mayor Ellenstein: To be used for the same purpose?

Mr. Riley: Yes.

Mayor Ellenstein: The writer of the letter is not Mr. Parmly. He represents the Parmly Estate.

Mr. Riley: That is right, it is a corporation, but his representative here in Newark endeavored to sell his property for this particular purpose and that is the reason for his objection now. When that sale did not materialize he is trying to thwart the sale of Dr. Satchwell's property.

Mayor Ellenstein: There is good faith on the part of the applicant to operate for that purpose?

Mr. Riley: Oh, yes.

Mayor Ellenstein: The charge that this man makes is that there isn't any good faith. He says he objects to sending up trial balloons.

Mr. Riley: This matter was before the Board of Adjustment, and at that time, after hearing the protests which were four out of possibly thirty-four neighbors or people within the zone and at that time the main objection was it would create a traffic hazard in that area. A survey was ordered by the Board, and by unanimous vote of all that Board, after reading the survey, they were of the conclusion it would not be a traffic hazard there. The neighborhood is quasi-public at the present time. You are probably familiar with it, with the stores between Sixth and Seventh that are there. And the mere fact that one or two persons might be offended personally, there is no reason why—that

neighborhood is quasi business—why the permit should be rejected. I therefore respectfully submit that the application be granted.

Commissioner Duffy: What objectors have you there?

Mr. Riley: There was an objection of Mr. Parmly and a doctor who joins the property also objected.

Commissioner Duffy: He also wrote a letter to the Board of Adjustment?

Mr. Riley: One Dr. Richmond. He doesn't live there. He merely owns the property there and lets it out.

Mr. Arthur Quinn: That is a one-family house of Dr. Richmond's which he converted into a two-family. He appeared and registered his objection before the Board of Adjustment.

Mayor Ellenstein: He applied to the Board to convert it into a two-family house from a one-family house.

Mr. Riley: There was another objector, a lady who maintains a boarding house there and who is opposed to business in this area.

Mayor Ellenstein: Was that the final objection, that it was a traffic hazard?

Mr. Rankin: There was a traffic check there which showed in their opinion it would not—signed by Lieutenant Cronin—

Mr. Riley: The other objector was Clifford McEvoy who I can represent to the Board has withdrawn all objections.

Mayor Ellenstein: Is there anything you want to add?

Mr. William Neiss: Nothing, your Honor.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Robert C. Grady, (Florence P. Eagleton, owner); for the renewal of permit for automobile parking station; premises 61-63 Plane Street; such use to be limited to the period of one year ending August 11, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Office the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Carol Casalino (James Birdsong, owner); for the renewal of permit for retail ice depot; premises 110 Oraton Street; such use to be limited to the period of two years ending June 8, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commisisoners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Mr. Rankin: There were no objections to that.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

The following communication was
received and read:

Board of Adjustment

Newark, N. J., August 23, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Ad-
justment held this day resolutions
were adopted recommending to your
Honorable Body, in accordance with
Section 9, Chapter 274, P. L. 1928
(40: 55-39 Revised Statutes of 1937)
that the following applications for
variances from the terms of the Zon-
ing Ordinance be allowed:

74-76 Clinton Street; Nick Ca-
puto; in a 2nd business district the
establishment and operation of an
automobile parking station; such
use to be limited to the period end-
ing one year from date of approval
by the Board of Commissioners;

111-121 Hudson Street; Herdman
Motor Co.; renewal of permit for
automobile sales station; such use
to be limited to the period of two
years ending August 8, 1940;

769-775 Broadway; Woodside
Service Station; renewal of permit
for automobile parking station;
such use to be limited to the period
of two years ending August 7,
1940;

301 Roseville Avenue; Griffin
Murphy; in a 3rd residence district
the establishment of a funeral
home;

*10-14 Washington Place; Ed-
ward W. Scudder; renewal of per-
mit for automobile parking station;

such use to be limited to the pe-
riod of one year ending June 17,
1939.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

Received, copy to be sent to each
Commissioner and further action
postponed to August 31, 1938.

Commissioner Duffy: I move the
rules be suspended in the cases of the
two renewals; The Herdman Motor
Company and William Scudder.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Mayor Ellenstein.

Commissioner Duffy offered the fol-
lowing resolutions:

WHEREAS, on an appeal to the
Board of Adjustment from the rul-
ing of the Zoning Enforcement Offi-
cer the said Board, after having con-
sidered the same, recommended in
writing to the Board of Commission-
ers of the City of Newark that the
following structure or use be allowed:

Application of Herdman Motor
Co. (Central Hudson Realty Co.,
owner); for the renewal of permit
for automobile sales station; prem-
ises 111-121 Hudson Street; such
use to be limited to the period of
two years ending August 8, 1940;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board
of Commissioners of the City of New-
ark that said recommendations of the
Board of Adjustment be and the
same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who wishes to be heard in opposition to this application?
(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Edward W. Scudder (E. W., A. Q. & G. W. Scudder, owners); renewal of permit for automobile parking station, premises 10-14 Washington Place; such use to be limited to the period of one year ending June 17, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Mayor Ellenstein: The other matters referred to the City Commission will pursue the usual course and be heard a week from today, on August 31.

I am informed by Director Murphy that a tax sale will be held by the city and will take place in the Council Chamber and it will no doubt embrace both Tuesday and Wednesday next, so that the Council Chamber will not be available for the City Commission meeting. In view of that I will entertain a motion that the next meeting on Wednesday be held in the reception room of the Mayor's office.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
M. P. DUFFY,
JOS. M. BYRNE, Jr.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., August 31, 1938

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Day-light Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy.

Absent: Mayor Ellenstein.

Commissioner Murphy, presiding.

Acting Mayor Murphy: The Clerk will read the minutes of the previous meeting.

The City Clerk read the minutes in full.

Commissioner Franklin: I move that the minutes be approved as read.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Duffy, Murphy.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend Section 4 of an ordinance entitled: "An Ordinance regulating the sale and distribution of milk, cream and milk products in The City of Newark," adopted July 1, 1931.

The Board of Commissioners of The City of Newark Do Ordain:

Section 1. That Section 4 of an Ordinance entitled: "An Ordinance reg-

ulating the sale and distribution of milk, cream and milk products in the City of Newark," adopted July 1, 1931, be and the same is hereby amended to read as follows:

"Section 4: GOVERNING THE SALE AND DISTRIBUTION OF MILK, CREAM AND MILK PRODUCTS.

SUBDIVISION 1: LICENSE.

(A) No person, firm or corporation shall sell or offer or expose for sale, or have in possession for sale or delivery in the City of Newark, any milk, cream or milk products, without first having obtained a license for such sale or delivery.

(B) Said license shall be issued in the name of such applicant by the Department of Health of the City of Newark only after and upon full compliance with the provisions of this ordinance, and for the calendar year or remainder of the year wherein the said license is granted, and shall expire on the last day of said year. Said license shall not be transferable, and shall at all times remain the property of the licensee.

(C) Every applicant obtaining a license for the sale or distribution of milk, cream or milk products in the City of Newark shall pay a fee of two dollars (\$2.00) for such plant, store, station, vehicles or wagon, used for the sale or distribution of milk, cream or milk products in the City of Newark, by said applicant. Said license shall entitle the holder thereof to sell or deliver the particular grade of milk, cream or milk products for which it is issued. Should the licensee desire to sell or deliver other grades of milk, cream or milk

products, from such plant, store, station, vehicle or wagon, additional licenses shall be obtained for each additional grade of milk, cream or milk products, and an additional fee of fifty cents (50c) shall be paid for each different grade of milk, cream or milk product, before any such additional license is granted; provided, however, all provisions of this ordinance are fully complied with. Only one such additional fee of fifty cents (50c) shall be charged for each additional grade of milk, cream or milk products regardless of the number of plants, stores, stations, vehicles or wagons of such licensee.

(D) Upon the granting of every such license the Department of Health shall furnish to the licensee one sign for each plant, store, station, vehicle or wagon used by such licensee upon the payment of a license fee of two dollars (\$2.00). Not more than one such sign shall be issued to an applicant except upon the payment of an additional fee of two dollars (\$2.00) for each sign in excess of the one issued as aforesaid. Such sign shall be conspicuously placed upon the right hand side of each wagon or vehicle and in the case of a store, plant or station, shall be placed conspicuously above the counter and such sign shall not be removed therefrom until the expiration or other termination of said license.

(E) No plant, store, station, vehicle or wagon shall be operated for the sale or delivery of milk, cream or milk products in the City of Newark except under the license required by this ordinance.

SUBDIVISION 2. APPLICATION FOR LICENSE, PROCEDURE, REFUSAL.

(A) No license shall be granted for the sale or delivery of milk, cream or milk products within the City of Newark, unless there shall be first

filed with the Department of Health of the City of Newark a written application setting forth answers to the following questions:

1. Name of applicant for license;
2. Business address of applicant;
3. Grade of milk, cream or milk products to be sold under license applied for;
4. Whether or not applicant has a license for sale or delivery of milk products in any other municipality or locality; and, If so, where?
5. Whether or not applicant has ever held a similar milk dealer's license in the City of Newark or elsewhere, and whether or not such license was ever revoked.
6. Whether or not the applicant has ever been convicted of a crime involving moral turpitude.
7. Whether or not the applicant had any knowledge of and experience in the care, handling, sale and delivery of milk, cream or milk products; and,

If so, state such experience.

8. Whether or not the applicant is familiar with the laws of the State of New Jersey, ordinances of the City of Newark and rules and regulations of the State and the City of Newark, pertaining to the sale or distribution of milk, cream or milk products.
9. Whether or not the applicant has a storage place for storing milk, cream and milk products at 50° Fahrenheit, or lower, before its delivery; and state location thereof.

10. Whether or not the applicant has a delivery plant, store, station, vehicle or wagon, so constructed as to prevent dirt, dust, flies, bugs or any unhealthful or injurious or foreign matter from contacting or contaminating such milk, cream or milk products, or containers wherein the same are contained.

11. Whether or not the applicant has a plant, store, station, vehicle or wagon, so constructed that ice or refrigeration can be at all times provided in and on said milk, cream and milk products to keep the temperature of such milk, cream and milk products, while being delivered or sold at 50° Fahrenheit.

12. State, the name and place of business of the person, firm or corporation to furnish the applicant with milk, cream and milk products, during the period of said license.

(B) The written answers of the applicant as more particularly set forth in subdivision 2, Paragraph (A) of this ordinance, shall be filed with the Department of Health of the City of Newark, and examined by said Department; and the findings shall be reported to the Director of the Department of Public Works, who is hereby authorized to issue or refuse said license. It shall be the duty of the Director of Public Works, in order to safeguard the public health, to carefully inquire into the fitness, experience, requirements and qualifications of each applicant and to determine whether or not, in his opinion, the license may be granted.

(C) In the event the Director of the Department of Public Works shall refuse said license, he shall so notify the applicant by letter addressed to the applicant's address giving the reason for such refusal. The applicant may apply to the Director of the Department of Public Works for

a hearing on such refusal, providing such application is made within ten (10) days of mailing of notice of the refusal. At said hearing the applicant may produce such testimony or information to disprove any facts which may be the basis of the refusal of said license.

(D) In no event may the license be granted for the sale or delivery of milk, cream or milk products within the City of Newark, where the following circumstances exist:

1. Where the applicant is not a resident of the City of Newark or does not maintain a place of business in the City of Newark or does not maintain any of his business in the City of Newark or is unable to furnish a written reference of a citizen of the City of Newark recommending applicant insofar as honesty, character and financial responsibility is concerned.

2. Where the applicant does not have a sanitary place for storage of milk, cream and milk products at 50° Fahrenheit, or lower, adequate for a necessary supply before sale or delivery.

3. Where the applicant's delivery plant, store, station, vehicle or wagon is not so constructed as to prevent dirt, dust, flies, bugs or unhealthful or injuries or foreign matter from contacting and contaminating such milk, cream and milk products or containers wherein the same are kept.

4. Where applicant's plant, store, station, vehicle or wagon is not so constructed that ice or refrigeration can be at all times provided for said milk, cream and milk products, or the containers thereof, while being stored, sold or delivered, at 50° Fahrenheit, or lower.

5. Where the applicant's vehicle or wagon is not equipped to carry pro-

perly milk, cream and milk products during inclement or warm weather.

6. Where the place from which applicant is to obtain a supply of milk, cream and milk products during the period of said license, does not meet with requirements of the State Board of Health, local Board of Health, and any State Law, or ordinance, regulations, rules, governing and regulating sanitary conditions.

7. Where the applicant shall obtain milk, cream or milk products from sources other than those approved by the Department of Health, or other proper authorities.

8. Where the licensing of an applicant will impose upon a market already adequately served a supply of milk, cream or milk products which would tend to create conditions adverse to sanitary standards and maintenance of the public health, or disrupt the orderly marketing conditions requisite for the marketing of perishable food products.

SUBDIVISION 3: REVOCATION:

(A) Whenever any license shall have been issued under and by virtue of this ordinance, and amendments thereof, said license may be suspended or revoked by the Director of the Department of Public Works, for any of the following reasons:

1. Where the licensee shall have violated any of the provisions of this ordinance, and amendments thereof.

2. Where the licensee shall have been convicted of a crime involving moral turpitude.

3. Where the licensee shall fail to have a storage place for the storage of milk, cream and milk products at 50° Fahrenheit, or lower, before the sale or delivery of same, or shall refuse, upon request, forthwith to allow the Department of Health or any of

its inspectors, to inspect said storage place.

4. Where the licensee's delivery plant, store, station, vehicle or wagon becomes unsanitary, dirty, and unhealthful, and its construction does not prevent dirt, dust, flies, bugs, or any unhealthful or injurious or foreign matter from contacting and contaminating such milk, cream and milk products, and the containers wherein same are contained.

5. Where licensee's plant, store, station, vehicle or wagon does not provide a temperature of 50° Fahrenheit, or lower, for said milk, cream and milk products, while being stored, sold or delivered, or where licensee's vehicle or wagon is not properly equipped to carry milk, cream and milk products during inclement or warm weather.

6. Where licensee exposes for sale or delivery, milk, cream or milk products obtained from a person, firm or corporation other than a person, firm or corporation represented in the application for said license, unless the consent of the Board of Health is given to the licensee to accept for sale and delivery, such milk, cream or milk products of such person, firm or corporation.

7. Where the licensee obtains one grade of milk from more than one source, without first obtaining permission of the Department of Health.

8. Where the licensee changes his or her source of milk, cream or milk products supply, or accepts any additional supply without having first obtained the permission of the Board of Health.

9. Where any licensee selling or delivering milk, cream or milk products in the City of Newark, shall, upon notification by the Department of Health, or its officers, fail immediately to withdraw any source of said licensee's milk, cream or milk products

supply, not produced, handled or distributed in compliance with the provisions of this ordinance, or the laws of this State.

10. Where any licensee shall fail to allow the Department of Health, or any of its officers, to examine the place wherein said milk, cream or milk products are stored or sold or kept during delivery, and where any licensee shall refuse to furnish the Department of Health, or any of its officers or employees, with a sample or samples, of the milk, cream or milk products, for analysis.

SUBDIVISION 4:

Nothing contained in this ordinance shall be construed to require a license for the sale of condensed or evaporated (preserved) milk in hermetically sealed cans."

Section 2. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Section 3. If any section, part of section, sentence, clause or phrase of this ordinance shall be held to be unconstitutional or invalid, the remaining provisions hereof shall nevertheless remain in full force and effect.

Section 4. This ordinance shall take effect immediately upon final passage and publication in accordance with law.

Commissioner Franklin moved that September 14th, 1938, at 11 A. M., Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to published said ordinance and give public notice

of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that it is necessary that the City of Newark shall raise money for the purpose of financing the cost of constructing four swimming pools in the public parks or playgrounds known as Hayes Park East and Hayes Park West, and in the public playground abutting on Boylan Street, and upon the municipally owned property supervised by the Department of Public Affairs on Clifton Avenue, and that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is \$1,-

286,423.83, of which \$636,423.83 has heretofore been contributed or is hereafter to be contributed in labor or materials by the Works Progress Administration of the United States of America; (b) the estimated maximum amount of money necessary to be raised by said City from all sources for said purpose is \$650,000, of which \$150,000 has heretofore been raised by the issuance of bonds of said City; (c) the maximum amount which is to be charged as a part of the cost of such purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of such obligations, as provided in Section 40:1-55 of said Local Bond Law, is \$105,000; and (d) the estimated maximum amount of bonds or notes to be issued for said purpose is \$500,000, in addition to the bonds of the aggregate principal amount of \$150,000 heretofore issued for said purpose.

Section 3. Pursuant to Section 40:1-12 of said Local Bond Law, the sum of \$33,333.34 shall be included as a down payment to finance said purpose in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Five Hundred Thousand Dollars (\$500,000) to be designated "Public Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance

shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Five Hundred Thousand Dollars (\$500,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Local Bond Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of fifteen years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in

Section 40 1-76 of said Law, is increased by this ordinance by Five Hundred Thousand Dollars (\$500,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Acting Mayor Murphy: I would like to say I am voting favorably on this ordinance, and in reference to the contractors, Bill Patterson, who were here—I remember writing to the Law Department, with no effect, to see if there was some way in which we could get affidavits from these people on their moneys so we can help them out.

Corporation Counsel O'Brien: We are gathering them.

Acting Mayor Murphy: I just want to make that clear so that the contractors will see that I have some interest in wanting to see them get paid for the vast amount of money that they have sunk in their jobs.

Commissioner Franklin moved that September 14th, 1938, at 11 A. M. Daylight Saving Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

An Ordinance providing for the issuance of \$125,000 Sewer Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The City Clerk: In connection with that, I have a communication which is addressed to Mayor Ellenstein under date of August 29, 1938, over the signature of the Branch Manager of the Works Progress Administration, Mr. C. P. Mahstrom.

The City Clerk then read the communication in full as follows:

Works Progress Administration

New Jersey
17 William Street,
Newark, N. J.

August 29, 1938.

Meyer C. Ellenstein, Mayor,
Newark, New Jersey.

Dear Mayor Ellenstein:

On June 21st, 1938, as a result of numerous conferences, there was submitted to you a complete listing of all the projects sponsored by the City of Newark. The breakdown of this listing, covering some fifteen pages, was made in accordance with the your request for a complete analysis of the status of all of your sponsored projects and was to be used by you

as a reference in the preparation of resolutions for bond ordinances to finance the continuance and/or inception of those projects you selected as most desirable to employ as many people as possible from your relief rolls. This listing of both construction and service projects covered 34 operating projects, 21 approved projects (ready to operate) and 41 submitted projects, (projects in various stages of preparedness). It indicated that there were 10,044 people employed on the operating projects at that time.

Last Tuesday, August 23rd, 1938, the Commissioners of the City of Newark definitely indicated their desire to carry on two of the construction projects employing some 6,400 people. Other resolutions covering some of the other construction projects were held in abeyance until the next commission meeting on Wednesday, August 31st, 1938. Since the Works Progress Administration has no knowledge of the present or future financial status of the balance of the operating construction projects insofar as the sponsors contribution is concerned and as there are at the

present time some 8,855 Newark residents employed on the construction projects sponsored by the City of Newark, 95% of whom are from the relief rolls, and as you have definitely provided for the continued employment of some 6,400 of them on two operating construction projects, it is requested that you advise this office, after your next Commission meeting, as to the construction projects you desire to maintain in operation and/or the approved projects you desire to release for operation.

It is requested that you do this so that in the event you intend to curtail the present Works Progress Administration program in operation in the City of Newark we may be prepared to release any of the remaining 2,155 people whose projects may be involved.

Enclosed herewith is a tabulation as reflected at this time of the construction projects in operation and the number of men employed.

Yours very truly,
C. P. Molmstrom,
Branch Manager.

PERSONNEL ON PROJECTS NOW WORKING AND SPONSORED BY THE CITY OF NEWARK

August 24, 1938.

DEPARTMENT OF PUBLIC AFFAIRS:

	Number of Men Working	Total
265-7 Airport	49	
268-7 Street paving, etc.	233	
3531-7 Street paving, etc.	5727	
	<hr/>	6009
649-7 Watermains	92	
2967-7 North 7th Street Watermains	634	
704-7 Belleville Pipe Line	81	
	<hr/>	807
3012-7 Sewers	344	
3352-7 Sewers	343	
	<hr/>	587

	Number of Men Working	Total
1323-7 Port Newark	40	
2678-7 Port Newark	83	
2717-7 Port Newark, Haynes Avenue Dump	348	
	<hr/>	471
2740-7 Ferry Street, etc., Parks	19	19
		<hr/>
		7893

DEPARTMENT OF PUBLIC WORKS:

1547-7 Cordwood cutting	244	244
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DEPARTMENT OF PARKS AND PUBLIC PROPERTY:

3413-7 Franklin Street Police Headquarters	77	77
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DEPARTMENT OF PUBLIC SAFETY:

4107-7 Truck No. 8	27	27
3810-7 Library	40	40

BOARD OF EDUCATION:

2280-7 Brick work on schools	95	
3599-7 Schools—Painting	229	
2063-7 Schools—Stone work	46	
3635-7 South Side High Roof	78	
4080-7 Playgrounds	126	
	<hr/>	574

RECAPITULATION:

	Number of Projects	Number of Workers
Department of Public Affairs	12	7893
Department of Public Works	1	244
Department of Parks and Public Property	1	77
Department of Public Safety	1	27
Library	1	40
Board of Education	5	574
		<hr/>
		8855.

Ordered filed.

Acting Mayor Murphy: Some of them are projects that are due to run out? They are not before us now.

The City Clerk: According to the letter they are all due to run out.

Acting Mayor Murphy: Some of them are before us at the present time.

The City Clerk: Yes, some of them are before us at the present time.

Acting Mayor Murphy: What is the first one that you just read?

The City Clerk: The first one I read is the sewers. That employs 58 men.

Acting Mayor Murphy: That is the bond ordinance for \$125,000?

The City Clerk: That is right, two projects 30-12-7 and 30-52-7.

Acting Mayor Murphy: I do want to say, on all these projects, especially the water mains, because the question comes in there as to what work was involved; of course, naturally, having a background of the building trades men to a certain extent, knowing the pieces of mechanism necessary to do work of that type, I do know it is a lot of heavy work. but I do think, though, for the benefit of the other members of the Commission, in order to protect Commissioner Byrne and myself also, that the Mayor, or whichever department would have a project of this kind, he, at least, should set aside a day before the project expires, or two days, if necessary, and bring the members of the Commission to visit this project, so that they can see what is being done, what is in operation, and what is being done with the continuance of this project.

I think then we can more intelli-

gently vote upon it rather than just picking it out of the air and asking a lot of questions back and forth. I think if we made a tour of all these different projects that is going on in the City, I think the Commission then would be more enlightened and then they would be able to see first hand, with their own eyes, what is what, and not have to accept a statement that is made here, and sometimes they are contradictory between both sides and we will then be in a better position to vote more intelligently. Is there anybody who desires to be heard. This is on second and final passage.

Commissioner Byrne: Mr. Malmstrom, why do you favor the discontinuance of the police headquarters job when it is already in the budget?

The City Clerk: This is another thing, entirely. He does not favor the discontinuance of that. He numbers that as one of the city projects. He just lists this among the city projects in operation at the present time.

Mr. Frank Shapiro, 111 West Street, representing Local 88, Workers' Alliance and urged passage of the ordinance.

Commissioner Duffy: I move for its adoption on second reading.

Mr. Malmstrom: I have no interest in this other than representing the WPA. I just want to say that this was held over for one week, last week, and I assumed that there would be some action on it at this time. This discussion indicates, of course, that this Commission is in accord with the desire not to reduce the amount of men on the project, and the amount of material that you happen to have in the city to keep the men going is very, very little, and my understanding is from the Engineer that we will be able to get no further material for some time, to keep any of these men going after possibly another week.

Commissioner Byrne. What do you mean by that; in the event that this does not go through today? It might be better to delay it a week, because you have only enough to go on for one week.

Mr. Malmstrom: We have enough material probably to keep this job going a week. We have been reducing this particular job. We laid off some 200 men about two weeks ago and that was partly due to the failure to acquire the right-of-way for a certain part of this project, and there will be part of it reduced further because of the inability of the city to supply proper materials. If you pass it today, I think, with the Engineer, that we will be able to work out some means of switching materials.

Commissioner Byrne: Mr. Mayor, I would like to say this; I had a talk with Chief Engineer Costello this morning on the idea of going around and seeing these projects. He has been willing to take me around to see these projects. I am not prepared to vote on this this morning. If you expect me to vote this morning I am going to vote no. If you care to have Mr. Costello show me the value of these projects I might be inclined to vote yes, but if you are going to put it to a vote this morning, without Mr. Costello taking me around, I would vote no.

Commissioner Duffy: I will withdraw my motion so that Director Byrne may have an opportunity to see these projects.

Commissioner Franklin: I withdraw my second.

Acting Mayor Murphy: Motion withdrawn in order to give Director Byrne an opportunity to visit these projects.

Mr. Edward Sutro, representing the Workers' Alliance, favored adoption

of the ordinance in order to avoid additional men being laid off.

Acting Mayor Murphy: There is no motion before the Commission. The ordinance is before the Commission.

Commissioner Franklin: The only difficulty with insisting upon a motion here this morning, if it is defeated then the ordinance has to be reintroduced and you lose another few weeks.

Acting Mayor Murphy: At least, for the future, on what is pending, the Commission can go out and investigate things in advance so that we won't hit this brick wall.

Commissioner Byrne: Has this job been going along, right along?

Mr. Malmstrom: This job has been in progress for many months.

Commissioner Byrne: It has not been discontinued at all, but you have laid off about 200 men in between? When did you lay these men off?

Mr. Malmstrom: About two weeks ago, Friday, the week before last, partly due to the inability to get some right-of-way. We couldn't continue part of the project. The right-of-way had not been cleared yet.

Acting Mayor Murphy: If this was passed you couldn't do anything about it. Mr. Malmstrom said that there were 200 men laid off on this project some few weeks ago due to some legal question of right-of-way. I don't know; probably the Law Department knows about it or somebody else, but, anyhow, even if this bond ordinance did pass it would not replace the 200 men at this time until the legal angle is straightened out.

Mr. Malmstrom: May I clarify that a little? If we had material to go

ahead with the whole project we could re-employ these men on other parts of the project.

Acting Mayor Murphy: In other words, when the Commission does pass it you will be able to employ the 200 men back again?

Mr. Malmstrom: When you pass it and procure the material for us, then we will be able to employ these men

Acting Mayor Murphy: How many men now are actually on there?

Mr. Malmstrom: On the sewer job, about 600.

Acting Mayor Murphy: That will bring it to practically 800.

Commissioner Franklin: Will any more be laid off in the mean time?

Mr. Malmstrom: If we do not have the material to work with and if this Commission does not indicate that they are going to pass this bond issue, there is not a thing we can do about it. There will be some more men laid off. We cannot work without material.

Commissioner Franklin: If this ordinance is acted on definitely a week from today, will anyone be laid off between now and next Wednesday?

Mr. Malmstrom: If Mr. Costello can give us material to work with, for a week.

Chief Engineer Costello: It is on the basis of shifting some of our material from other jobs to this job. I don't know whether we can do it or not. I can't say that now.

Mr. Malmstrom: That is the purpose in my writing that letter to this Commission, because the Works Progress Administration is working from hand to mouth with the City of

Newarl.. We do not know from one minute to the next when we are going to be notified by the Engineer on the construction projects that no more material is available. Until the last two bond issues we have not been able to feel at ease that any of these construction projects would continue for any definite length of time. We have always been uncertain as to when we would be notified by the city that no material is available, and there is nothing that we can do about it. That is the purpose of my writing that letter. We do not know the financial status of these jobs. We do not know how much money you have to put into any of these individual projects, and, therefore, I ask that you advise us as soon as possible which of these jobs you will be able to carry along so that we do not come to the condition where we will have to lay men off.

Commissioner Franklin: That does not answer my question.

Mr. Malmstrom: I answered your question this way, by asking Mr. Costello if he could supply material for one week to keep these people going.

Commissioner Franklin: Because I immediately get these people back on relief.

Mr. Malmstrom: That is true, and we want to continue to employ as many men as possible, without them standing on the street or standing in the sewer absolutely doing nothing, and opening criticism to this Commission and ourselves.

Acting Mayor Murphy: They cannot work that out as soon as the Commission indicates—

Mr. Malmstrom: Before the Commission indicates definitely that they are in accord with the continuation of this program, I believe that we can work it out in some way.

Commissioner Duffy: Then I suggest that the members of the Commission investigate these projects this afternoon and hold a special meeting tomorrow morning to pass upon them.

Commissioner Byrne: What I am bringing up, Director Duffy, last week, Mr. Malmstrom brought out about eight feet of dirt piled high, a big hole in the ground, and all that. We continue certain men working along and going along and passing it. Even though I wasn't in favor of it I voted on it to keep the men working. You cannot sell me the idea it was going a long while. It was a hit or miss proposition. I want to know, before I spend any of the taxpayers' money, whether these things are on the level. I want to see them with my own eyes. I am not going to have it dumped in my lap. I made projects for millions of dollars in the budget, and if it is so darned important I will go out with Director Duffy and see these projects. I don't believe half of these statements that I get, to be frank with you.

Mr. Malmstrom: Mr. Byrne, we are not here to try to sell anything. We have no interest in that thing at all. Commissioner Franklin just stated that if we do not do certain things he will have them in his lap. It is apparently from one department to the other. We are merely a service organization with money, and I ask you to believe nothing that I tell you, not a thing. You have your own engineers in here who originated these projects, who write them up, who supervise them, and he is a part of your own organization in here, not ours, and he can give you and is able to give you all the information that you desire. Certainly, these have been in the record a long enough time to investigate if you so desired, out on the streets for months. I ask you to believe nothing I tell you.

Commissioner Byrne: I do not say it is you. You get so many figures, five minutes notice, that if you don't vote for them 5800 men will be affected, and so on.

Mr. Malmstrom: The breakdown was there, and we have had numerous conferences with all the Commissioners here.

Commissioner Byrne: You get different situations.

Mr. Malmstrom: The situation changes.

Commissioner Byrne: Now, wait a minute; take for instance, the hangar or the swimming pool. It was my understanding that a PWA grant was effected. It was not, and it is unfortunate and then it is a changed picture. You recite by inference, in your letter, that you are concerned about whether or not the men will continue even on the police headquarters project.

Mr. Malmstrom: No, I didn't cite by inference. There is the project, and I would like to know if the money is available.

Commissioner Byrne: It is in the budget, set aside.

Commissioner Franklin: Mr. Mayor, for the purpose of getting action on this, I would like to say that Director Duffy's suggestion that we go out and look at these various things that Director Byrne is interested in is a good one, and to hold a special meeting of this Board tomorrow, an adjourned meeting, if that is the proper procedure, to get these things settled one way or the other tomorrow. Mr. Costello says that he has material to carry over to next week. Mr. Malmstrom says that if he hasn't the material he has got to lay some people off, and if he lays them off I get them the next day.

Mr. Costello: What you will see today is three sewer jobs open, Willow Point Grove, Marsh Street and Avenue I, and Blanchard Street. There is \$60,000 being spent in the vicinity of the breweries on Freeman Street, where the Passaic Valley Sewerage notified the City Commission that they will take legal action if the project is stopped, and that project will amount to \$60,000.

On the water project there is one open. It is on the \$85,000; that is passed.

This \$200,000 is on proposed new work that is not now open so there would be four open projects today.

Commissioner Byrne: It is brand new work?

Mr. Costello: Yes.

Commissioner Byrne: Why do you tell me, Mr. Malmstrom, that it is a continuing project?

Mr. Costello: I say only those three.

Commissioner Byrne: Is the Mayor going to be here tomorrow?

The City Clerk: That is hard to say. He is sick in bed.

Mr. Costello: I am not saying that those three are open. This \$125,000 is not for all of that.

Commissioner Byrne: This \$125,000 is for some things in progress?

Mr. Costello: Three of the projects that are in progress.

Acting Mayor Murphy: I can't understand. There must be some confusion or mistatement. The Chief Engineer says that this is a brand new project. You say there is nothing there, and on the other hand you say that if the Commission does this

now and goes along with this bond ordinance you will find some way of keeping these men working. If there is no project and nothing open, nothing there, where are the men working?

Mr. Costello: I didn't give you that. I say that these four projects now open, the ones that Mr. Malmstrom is referring to, these projects will take the men and material. I tried to make clear that the \$125,000 is not alone for the projects that are now open.

Commissioner Franklin: It covers some in progress and some to be started?

Mr. Costello: That is right. In the water project there is one open, which is on the 85 that is passed.

Acting Mayor Murphy: The \$200,000 is for proposed projects?

Mr. Costello: Yes.

Acting Mayor Murphy: In other words, the \$200,000, that one there is no particular necessity to pass due to the fact that it won't effect laying off people?

Mr. Costello: That one won't affect laying off people.

Acting Mayor Murphy: It is a project in order to continue people at work.

Mr. Malmstrom: One job does not go on forever. Some of you Commissioners may think that when we start the job the life of the job is indefinite. There may be 200 men working on the job when we start, but at the end of that time the work is finished and if we do not have another job to go into the men are finished and they go back to Mr. Franklin. These jobs and these bond issues that we have talked about so long, included in

there is the money for proposed jobs that have been passed by Washington. The money is ready and available by the Federal Government, and to keep these men in employment when they are released by other projects we must put them on others, and when there are no projects going the men will go back to Mr Franklin.

Commissioner Byrne: Are these funds positively checked to one particular job? If we pass the \$125,000 is that actually going to North Seventh Street? Don't you shift around to North Eight Street next week?

Mr. Costello: It is a city-wide project, a \$2,000,000 project for the city, and it is sufficiently flexible for us to shift from one street to the other in advance of the paving program, for instance.

Acting Mayor Murphy: But all the proposed work to be done on these different streets is outlined the same as on the street project?

Mr. Costello: Yes.

Acting Mayor Murphy: That has not been submitted to the members of the Commission, where the sewers and water mains are going to run? On the street project it is but on this it is not?

Mr. Costello: You have in your report a list of the streets that will be covered, but we cannot say that we are going to do this sewer or that sewer next week.

Acting Mayor Murphy: But it will be done with the bond money that is passed?

Mr. Costello: Yes.

Acting Mayor Murphy: You may have twenty streets, but which ones

you are going to do first is what you have to work around?

Mr. Costello: Yes, we have to do it wherever possible in advance of paving so as not to tear it up again, but the big item in this thing is the Freeman Street sewer, which will amount to \$60,000, with the total cost to WPA of three hundred and ninety.

Acting Mayor Murphy: Don't you think it would be well to supply the members of the Commission with the streets and water main sewers, and the lengths of streets, and so forth, to be done under this bond ordinance?

Mr. Costello: Yes.

Acting Mayor Murphy: You can't be accurate but you can go off five or ten per cent., which is not considered bad.

Mr. Costello: You want to know how we are going to spend this \$125,000? That is what you want?

Acting Mayor Murphy: That is in order to pick up, as I understand from Mr. Malmstrom, the men that you now have on the project. Of course, that is the important one they have on their minds right now. The 125 seems to be the most important.

Mr. Malmstrom: You have two; you have the sewer and the water. I will let the City Engineer himself establish the importance of these projects.

Acting Mayor Murphy: Is some of that \$200,000 going to be used for an old project?

Mr. Costello: No, sir.

Acting Mayor Murphy: All brand new?

Mr. Costello: All brand new, and continuation of the Seventh Street aqueduct, the two sections. One section is being done now.

Acting Mayor Murphy: The men are now on that one section?

Mr. Costello: The men are now on the one section that you passed last week.

Acting Mayor Murphy: In other words, the \$85,000 will carry these men along for some time in that section before it is necessary to open up the other section for the \$200,000?

Mr. Costello: Except that the construction is of no use until the balance is done; then a continuance running from South Orange Avenue, to the reservoir. It is a continuance section, and until the other line is open it cannot be reduced.

Commissioner Byrne: When he gets through with this—it is part of the \$6,000,000 program — will this part keep these jobs going?

Mr. Malmstrom: We will have to keep the jobs going if you want to keep the men working. You had a job down in Port Newark on which you had 1,000 men. That job closed up and this thousand men have been absorbed on these other projects throughout the City of Newark. The other jobs that are in operation now, perhaps fifty to seventy-five per cent. unfinished are in the same category, and these men, if you do not want to return them to the relief rolls, there will have to be other projects waiting for them to go on.

Acting Mayor Murphy: It is a question of trying to dovetail one with the other.

Mr. Malmstrom: We set a finishing date at that time, in so far as we could estimate. We give you esti-

mates from time to time. The picture changes from time to time. The picture changes, and for instance, we have been working some of these jobs with half the materials we should have; that is, on the first part, and naturally, the life of that job is extended and it takes longer to finish that job, and some of these estimates that we have given you are predicated on the assumption, at that time, that the bond issue would be passed, and the finishing date set in accordance with the estimate that the material would be there and the complete quota of men would be working.

Acting Mayor Murphy: What does it mean when the material is not there? Doesn't it mean a greater outlay in cost to the WPA in order to complete the project?

Mr. Malmstrom: I am going to be a little frank.

Commissioner Byrne: We want you to be very frank.

Acting Mayor Murphy: When the WPA money runs out and the required amount of work is not completed that is supposed to be completed, that means a greater cost due to the fact that the material is not delivered in order to keep the men employed?

Mr. Malmstrom: That is right. We have written supplements on some of the jobs, when only Federal money for labor was concerned, and your material contribution was never acknowledged. If you do not contribute the amount of material you should have, we write you a supplement and we supply the labor. We have been criticized by the Broad Street Association and others for men standing around. Half of this is waiting for the material to go ahead with, and we are not inclined to lay the men off and throw them back into another de-

partment of your city, and we have, as you know, been believing that these bond issues would be passed, and Senator Ely, before he relinquished his post, and Mr. Allen, has instructed us to go along as far as we possibly can. There is a limit, naturally—you, yourself, know that—when there is no material to work with then the government is not obligated to put in any more material. There is a certain proportion of labor that goes into the job, and we cannot work. We have been doing that and going along, giving a man half a bag of cement when he should have had a full bag.

Commissioner Byrne: I wonder how far the WPA expects this City to go, heaping one bond issue on another?

Mr. Malmstrom: That is entirely your problem.

Commissioner Byrne: Sure it is. That is why. I am asking you this question.

Mr. Malmstrom: We don't ask the city anything. If it is within the province of the City to take care of these men without aid on WPA, that is entirely up to you. We do not ask you for anything. We advise you as to the Federal regulations that we have, in order that you may avail yourself of the money that the Federal Government has for this particular type of work. That is all we do. We do not try to tell you a thing.

Commissioner Byrne: I have no argument with you, Mr. Malmstrom.

Mr. Malmstrom: If you desire to close down all the jobs in the City of Newark we have nothing to say about it.

Commissioner Byrne: I am for the WPA but I am just trying to find out how far we can go along with it; whether these are worthwhile pro-

jects, whether they are new, whether they are continuing. We have learned something today that we did not know before.

Mr. Malmstrom: Our people are always available to give you any information we can. Naturally, there will be other bond issues as these are run out of money.

Mr. Costello: Let me say a word on the water; one item alone, Raymond Boulevard connection for serving industry in the Ironbound section, they are putting in a new ramp head, and there is fill already in existence, a heavy fill line. We want to go in and in advance put up the 24-inch connection.

Aside from the WPA work that is to be done in the Freeman Street sewer, we are taking about 3,800,000 gallons in the Freeman Street sewer, which, when we separate this, we will save \$800,000 in costs. These projects are absolutely necessary in the City and \$60,000 is absolutely necessary for the sewer. The same way with Sherman Avenue. It has been recommended by the National Board of Fire Underwriters, and aside from the WPA work that has to be done and the aqueduct on Seventh Street will remain incomplete, and you can't throw that into service until the work is done.

Commissioner Franklin: Those projects are absolutely necessary? We have to do them ourselves.

Mr. Costello: In the Division of Water we have certain capital improvements, and that is entirely apart from the WPA where this work must be done, to protect the water system of the City, to strengthen it, and all this work has to be done if you are going to have a water system.

Acting Mayor Murphy: Will this \$200,000 complete it? I am trying to

draw the picture. In the start, instead of saying that it should be \$100,000 or \$150,000, why didn't you say that it would be \$300,000 and pass enough bonds to complete it, instead of bringing it up again from time to time. We are faced now with \$200,000. Are we going to be faced with another bond issue later to extend it?

Mr. Costello: You will be faced with another bond issue. This pipeline is to go under the Lackanna Railroad cut, which cannot possibly go under WPA. That is the recommendation I am making to the Mayor. That will have to be done, so that you will be faced with more money for this aqueduct.

Acting Mayor Murphy: What I am talking about now is the one before us, the \$200,000 on the extension of the water main. Is that what you said before?

Mr. Costello: That is right.

Acting Mayor Murphy: You estimated that that \$200,000 will complete the run of that particular main?

Mr. Costello: Does it take in all these three sections except the tunnel?

Mr. William G. Bank, (Division Engineer, Water): It takes in one section from the D., L. & W. to Central Avenue and there is another section under way; four major sections. It is a step by step program.

Mr. Costello: We will have to have more money.

Acting Mayor Murphy: That is the picture that should be given to the City Commission. We ought to be able to see exactly where we are going on this whole thing and what it is all about, instead of saying that here is a section now, and then there

is probably argument about it, three, four or five months from now, and we will have the picture and know that it is going to cost maybe a million dollars to do the work in partial bond issues, and I think we will all feel better about it.

Mr. Costello: The only thing, we were told to confine our program and recommendations to this year; that the City of Newark would not issue any bonds beyond needs for this year.

Acting Mayor Murphy: Then the original project had an estimate of how much, instead of \$200,000?

Mr. Costello: The total project?

Acting Mayor Murphy: Yes.

Mr. Bank: \$105,000 of the proposed bond issue will take care of it. The remainder is the State Highway job, Sherman Avenue and Port Newark. There are four street projects covered.

Mr. Costello: Sherman Avenue, Raymond Boulevard and the aqueduct.

Acting Mayor Murphy: And the four projects would cost how much for completion?

Mr. Costello: For our end of it, \$200,000; not for the completion.

Acting Mayor Murphy: We ought to know what the whole thing is going to cost so that we will know where we are going on this thing.

Mr. Bank: It will cost about 200,000 more.

Acting Mayor Murphy: If you get the \$200,000 now it means that at the expiration of the spending of that money we will then have to spend more money to continue on?

Mr. Costello: Yes, sir.

Acting Mayor Murphy: Instead of discussing this whole thing again in a few months from now, we should have the whole picture as to the actual cost of these things.

Mr. Costello: Except, Mr. Mayor, that those are our instructions, only to have it for this year.

Acting Mayor Murphy: That is all right, but we should have the cost for the future.

Commissioner Byrne: May I sort of amplify at present? Mr. Costello, isn't it a positive fact that there is no need of kidding ourselves; that the City of Newark has arrived at the point where we have probably got to do \$5,000,000 worth of work, and if we can't do it with the aid of the City of Newark so much better for the City of Newark? You are positively confronted with the necessity of five or six million dollars. Isn't that true?

Mr. Costello: That is quite true.

Commissioner Byrne: If that is the case why not dump it on the table and say that the City of Newark has got to spend five or six million dollars and give as a chance to digest this and know what we have to do, and be faced with the resentment of the taxpayers because we have to raise a lot of money by bonds?

Mr. Costello: That has all been placed before this Commission. The \$6,000,000 program was broken down in this memorandum that you now have before you. Specifically this \$125,000 is part of a city-wide sewer program, a \$2,000,000 program for sewers.

Commissioner Byrne: We do it in dribs and drabs.

Mr. Costello: It has all been presented.

Commissioner Byrne: That is a

fact. We have to meet it and there is no use of kidding ourselves about it.

Mr. Costello: Yes, sir.

Commissioner Byrne: If that has to be done today I will go along with it.

Mr. Costello: In this particular case, Commissioner Byrne, particularly in the Water Bureau, I think it would be well if everybody was familiar with it.

Commissioner Franklin: To make a long story short, I renew my motion.

Acting Mayor Murphy: The street project was presented and, to make it more clear and comprehensive, the names of the street, and so that we would know exactly where we are going with this \$2,000,000 or this portion here, I think the information should be given the Commission. I think it should be given to the Commission in order to clarify the situation. In the street project you had a list of all the streets and what you were going to resurface and everything else, but in this case it wasn't done.

Mr. Costello: That was a project for a definite number of men.

Acting Mayor Murphy: That provides for a definite number on the sewers and water?

Mr. Costello: Yes, only for this portion, which is \$125,000. In the breakdown that was submitted it gave \$2,000,000 sewers, six more streets, and as this memorandum says, at the Airport the City will be called upon to spend \$500,000 more to complete the expansion of the field, if the Government does not step in.

Acting Mayor Murphy: It gave us the projects but it did not give the

actual work and so forth that we were going to do.

Commissioner Byrne: I am willing to go along with this today, amplifying my remarks, that we know now how much it is going to cost us, and I want the taxpayers to be aware of what they are up against, and it is a question of whether they can stand it. It is really going to work out to a \$9,000,000 program and it is up to the people of Newark to find out whether they are able to digest these bonds. I doubt it; but in order to show that I am not going to object to it and it is part of the project, I am going along with this one, too, but I am serving notice now that I will have to be apprised whether it is fatal for the City to go along on these bonds.

Mr. Costello: The \$9,000,000 program is above — ours is probably twenty-five per cent. or twenty.

Commissioner Byrne: I appreciate that. \$2,500,000 more piled on top of this.

Commissioner Franklin: Of course, if we don't absorb it one way the taxpayer is going to absorb it in direct relief.

Commissioner Byrne: Let us go along with it today, at my suggestion, and find out what we are up against.

The City Clerk: Before the motion I would like to read the ordinance in full.

The City Clerk then read the ordinance at length as follows:

An Ordinance providing for the issuance of \$125,000 sewer bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to enlarge the sanitary and storm water sewer systems of said City by the construction of new storm and sanitary sewers, with the aid of the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purposes is One Hundred and Twenty-Five Thousand Dollars (\$125,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40: 1-55 of said Law is Ten Thousand Dollars (\$10,000). and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is One Hundred and Twenty-Five Thousand Dollars (\$125 000).

Section 3. Pursuant to Section 40: 1-12 of said Local Bond Law, the sum of Three Thousand, One Hundred and Twenty-five Dollars (\$3,125) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of

interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. It is hereby determined and stated that part of the cost of said purpose, in labor or materials, is to be met by the Work Progress Administration of the United States of America.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding One Hundred and Twenty-Five Thousand Dollars (\$125,000), to be designated "Sewer Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding One Hundred and Twenty-Five Thousand Dollars (\$125,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less

than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of forty years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40: 1-76 of said Law, is increased by this ordinance by One Hundred and Twenty-Five Thousand Dollars (\$125,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40:1-16 of said Law.

Section 10. This ordinance shall take effect twenty days after the first publication thereof after final passage.

There being no one else to be heard, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

Section 10 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that the title of "An Ordinance providing for the issuance of \$125,000 Sewer Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of \$125,000 Sewer Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same:

An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

Acting Mayor Murphy: I was talking with Engineer Costello, and all data in reference to it, I believe, will be compiled, so that there ought to be a vote on this bond ordinance next week, so if there is no objection it will be deferred for one week.

Commissioner Franklin: I move that action on the bond ordinance pertaining to the Airport be deferred one week.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk presented the following ordinance and stated that to-day was the time fixed for a further hearing, this being the adjourned date for same:

An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of the City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to enlarge the water supply system established and operated by said City, by the construction of additional water mains, with the aid of the Works Progress Administration of the United States of America;

that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is Two Hundred Thousand Dollars (\$200,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40: 1-55 of said Law, is Ten Thousand Dollars (\$10,000.), and (c) the established maximum amount of bonds or notes necessary to be issued for said purpose is Two Hundred Thousand Dollars (\$200,000).

Section 3. Pursuant to Section 40: 1-12 of said Local Bond Law, the sum of Four Thousand Dollars (\$4,000) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. It is hereby determined and stated that part of the cost of said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000)

to be designated "Water Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose. Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Two Hundred Thousand Dollars (\$200,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of forty years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City; and that such statement so filed shows that the gross debt of said City, as defined in section 40: 1-76 of said Law, is increased by this ordinance by Two Hundred Thousand Dollars (\$200,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40: 1-16 of said Law.

Section 10. This ordinance shall take effect twenty days after final publication thereof after final passage.

The Board then entered upon said bearing.

Commissioner Byrne: I am willing also to go along on this water bond ordinance, but I definitely want it understood that I am afraid when this thing goes through the taxpayers, both large and small, will feel it, and you won't have any industry here. I will vote for it but I want to go on record and warn them that you will have more people on relief than you ever had.

Acting Mayor Murphy: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

Section 10 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that

the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin moved that the title of "An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of \$200,000 Water Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolution:

RESOLVED, That the sum of Twenty-four thousand eighty-six dol-

lars and forty-nine cents (\$24,086.49) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Surplus and Deficiency\$24,086.49

Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Two thousand, one hundred sixty-eight dollars and twenty-three cents (\$2,168.23) be and the same is hereby appropriated to the persons named, on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Public Buildings\$2,168.23

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Three thousand, two hundred forty-nine dollars and sixty-eight cents (\$3,249.68) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of

the Department of Parks and Public Property for weeks ending August 24th and August 27, 1938, as follows:

Shade Tree\$ 2,047.68
Public Buildings 1,202.00

\$3,249.68

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of One thousand four hundred forty-five dollars and ten cents (\$1,445.10) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Administration\$1,445.10

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Two thousand five hundred forty dollars and nine cents (\$2,540.09) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of

the Department of Public Works, as follows:

Band Concerts	\$ 617.00
Newark City Hospital	1,923.09
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	\$ 2,540.09

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Two thousand nine hundred fifty-four dollars and fifty-nine cents (\$2,954.59) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

Elections	\$2,300.00
Law Department	654.59
	<hr/>
	\$ 2,954.59

M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Six thousand, one hundred forty dollars and eighty-six cents (\$6,140.83) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and

chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Propect No. 3531-7)	\$ 5,176.35
Street Construction (WPA Project No. 3531-7)	112.00
Sewer Construction (WPA Project No. 601)	552.50
Sewer Construction (WPA Project No. 601)	300.01
	<hr/>
	\$ 6,140.86

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Five thousand, two hundred thirty-one dollars and fifty-one cents (\$5,231.51) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Joint Outlet Sewer Maintenance	\$5,231.51
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M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of

Thirty thousand sixty dollars and sixteen cents (\$30,060.16) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

**City Treasurer, weekly payroll,
period ending August 24, 1938.**

Bureau of Motors	\$ 2,205.19
Bureau of Streets	2,101.93
Bureau of Sewers	937.31
House Sewer Connections	264.70
Bureau of Street Cleaning	15,049.15
Street Construction	398.84
Bureau of Docks	723.60
Bureau of Water	8,379.44
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	\$ 30,060.16

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Twenty-eight thousand fifty-nine dollars and ninety cents (\$28,059.90) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Newark Airport\$28,059.90

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of One thousand, four hundred forty dollars (\$1,440.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Airport Construction\$1,440.00

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Seventy-five dollars (\$75.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Docks\$75.00

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED. That the sum of Sixteen thousand, five hundred seventy-three dollars and fifteen cents (\$16,573.15) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Airport Construction\$16,573.15

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Twelve thousand, forty-five dollars and sixty-five cents (\$12,045.65) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Supplemental weekly payroll,
Newark Airport—

Week ending July 27, 1938 \$	2,515.25
Week ending Aug. 3, 1938	2,539.80
Week ending Aug. 10, 1938	2,334.86
Week ending Aug. 17, 1938	2,436.70
Week ending Aug. 24, 1938	2,219.10
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	\$12,045.65

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

RESOLVED: That the sum of Two thousand, nine hundred twelve dollars and forty-nine cents (\$2,912.49) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, semi-monthly payroll, period Aug. 1-Aug. 15, 1938, both incl.

Newark Airport\$2,912.49

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Murphy offered the following resolution:

WHEREAS, The City of Newark, under and by virtue of the will of Henry C. Jones, is entitled to a share in the Estate of the said Henry C. Jones; and,

WHEREAS, the Fidelity Union Trust Company, as trustee, holds a bond made by Bake-Rite Baking Co., Inc., et al., secured by a mortgage on property at 185 Market Street, Newark, this mortgage under foreclosure and sale of the mortgaged premises has been set by the Special Master for September 7, 1938. The amount of the decree to be satisfied by said sale is \$266,760.11, with interest from June 20, 1938, taxed costs of \$1,813.26 with interest from July 12, 1938, plus a Special Master fee of slightly more

than 2% of the amount of the sale;
and,

WHEREAS, under an order of the Court of Chancery, dated March 31st, 1936, the trustee at the foreclosure sale is required to purchase the mortgaged property in its name as trustee, unless at the sale thereof a bid is received in amount equal

1. To the amount of the foreclosure decree and costs; or,
2. To a lesser amount fixed and determined in writing by all persons holding an interest in said mortgage; and,

WHEREAS, the trustee submits that it has investigated the financial responsibility of the bondsman, and is of the opinion that a suit for deficiency would be futile because the collection of a judgment for deficiency is very unlikely, and is of the opinion that the trustee should not take over the property for the investors at a greater cost than its fair value, which a recent appraisal shows to be \$100,000.00; and,

WHEREAS, the trustee submits that its bidding should be limited to \$100,000.00, and in the event of competitive bidding in excess of that amount the property should be struck off of anyone bidding over \$100,000.00 and that no suit for deficiency be brought against any person legally or obligated to pay the same, and to write off the deficiency at a loss;

THEREFORE, BE IT RESOLVED. By the Board of Commissioners of The City of Newark, that the Fidelity Union Trust Company, as trustee for the Estate of Henry C. Jones, in which The City of Newark has an interest as aforestated, and the Director of the Department of Revenue and Finance having determined that the appraisal made by and for the trustee is a fair one concerning the

property hereinbefore mentioned, that the Director of the Department of Revenue and Finance be and is hereby authorized to execute for and on behalf of The City of Newark the consent contained in the communication from the Fidelity Union Trust Company, trustee, dated August 22, 1938, copy of which is attached hereto and made a part hereof.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering tires and tubes; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering of said tires and tubes to the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Board of Commissioners and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said tires and tubes:

CHARLES W. KRIEG COMPANY,
INC—Newark, N. J.

One (1) or more of any or all of the various sizes of "Lee of Conshohocken Tires" and Tubes — prices as shown on list on file in the office of the Department of Central Purchase.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Griffin Murphy Estate of Timothy F. Foyle, owner(; for the establishment of a funeral home in a 3rd residence district; premises 301 Roseville Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there

anybody who wants to be heard in opposition?

Mr. Russell Rankin: There were three written objections, but no appearances.

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Woodside Service Station (Armour Realty Co., owner); for the renewal of permit for automobile parking station; premises 769-775 Broadway; such use to be limited to the period of two years ending August 7, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anybody who desires to be heard in opposition to this application?

Commissioner Franklin: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Caputo (Houston Building and Loan Association, owner); for the establishment and operation of an automobile parking station in a 2nd business district; premises 74-76 Cknnton Street; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

The following communication was received and read:

Board of Adjustment

Newark, N. J., August 30, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928 (40: 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*11-13 Fourteenth Avenue; David Lefand; renewal of permit for two portable gasoline tanks, such use to be limited to the period of one year ending August 21, 1939;

78-80 Aldine Street; Mrs. Ernest Giordano; in a 2nd residence district the storage and distribution of milk.

*10-14 Orchard Street; Henry C. Vander Roest; renewal of permit for automobile parking station; such use to be limited to the period of one year ending August 11, 1939.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin,
Secretary.

Received, copy to be sent to each

commissioner and further action postponed for one week.

The City Clerk: There are two matters which can be disposed of under suspension of rules.

Commissioner Franklin: I move that the rules be suspended in those instances.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of David Lefand (Howard Saving Institution, owner) for the renewal of a permit for two portable gasoline tanks; premises 11-13 Fourteenth Avenue; such use to be limited to the period of one year ending August 21, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there any person who desires to be heard in opposition to this application

Commissioner Duffy: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Henry C. Vander Roest, owner, for the renewal of a permit for an automobile parking station; premises 10-14 Orchard Street; such use to be limited to the period of one year ending August 11, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Is there anyone who desires to be heard in opposition to this application?

Commissioner Byrne: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin.

Nays: Commissioner Murphy.

The City Clerk: Mr. Mayor, let me get this correct: you are to get a report in reference to the PWA, on the swimming pools, and that the Mayor is—

Commissioner Murphy: Take up with the Mayor to request the Commission, at his convenience, to arrange for a special meeting of the Board and sit down and go into the whole matter.

The City Clerk: Are there any instructions on the Airport ordinance?

Commissioner Byrne: It has been deferred.

The City Clerk: I mean in connection with that, is there any information that you want on that?

Commissioner Murphy. I understand from Mr. Costello that he, in conjunction with the WPA report, will be ready to have a complete report on that next week.

Mr. Costello: Yes.

Acting Mayor Murphy: I am going to arrange a conference and meet with him either today or tomorrow.

Commissioner Franklin: I move that we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

VINCENT J. MURPHY
JOS. M. BYRNE, Jr.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

September, 1938

Newark, N. J., September 7, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The City Clerk then read the minutes of the previous meeting in full.

Commissioner Franklin: I move that the minutes be adopted as read.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance to amend an ordinance entitled: "Zoning Ordinance of The City

of Newark," adopted January 8, 1930, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

Mr. Martin B. O'Connor, representing Mr. Adam Adams: May I address the Commission on a request for adjournment. I am here on behalf of Mr. Adams who is represented by Arthur Vandervile. You will recall that this matter was adjourned, I think, about five times, and that the last time it was adjourned indefinitely with the possibility in mind, I believe, that the parties would come to some understanding.

This morning Mr. Tepper called Mr. Adams' office. He wasn't there, but his secretary informed us that Mr. Tepper stated that the hearing was to be had this morning. We have had no notice other than that. I now ask, in view of the controversy

aised by this measure that we be allowed a week's time to make adequate preparation to contest this hearing.

Mayor Ellenstein: When was the last adjourned date?

The City Clerk: August 3, 1938, and at that time it was adjourned definitely to September 7th.

Mr. William Greenbaum, representing objectors: At the request of Mr. Adams.

Mr. Jules E. Tepper, representing objectors: Mr. O'Connor is in error when he says that the matter was adjourned indefinitely. I can understand why he makes the error. He wasn't in the case originally. Mr. Toner of his office was in the case. The adjournment was definitely set down for this morning and it was to be disposed of this morning, and it was Mr. Adams who advised Mr. Reichenstein of this, with my consent, some time in August.

Mr. Greenbaum: I represent another group, gentlemen. I do not know whether or not you recall this particular case, but it has been going on since March 2, 1938. We have been down here on this same matter at least ten times, and it was specified the last time, before the ordinance was introduced, that is, they re-introduced the original ordinance, I think, at the suggestion of Commissioner Murphy, in order to eliminate this technicality raised by Mr. Adams because of the fact that he claimed he had not received notice, and it was agreed then that both of these ordinances were to be taken up at the same time.

In view of the fact that this matter has been going on for so long a time and, particularly, in view of the fact that Mr. Adams is the moving party, certainly he ought to be ready to go ahead. My people are all here

and they have been coming here for the last six months. Some consideration ought to be given to these citizens who are here. They are ready to go on with the case, and I respectfully urge this Commission to permit us to proceed today.

Mayor Ellenstein: As I understand, this was deferred to enable both parties to come to some understanding?

Mr. Tepper: That was not the original purpose. The original purpose was to re-introduce the original amended ordinance to cover the technicality raised by Mr. Adams, and at the same time to dispose of the repealer. In the interim we did get together and tried to solve the problem, but nothing came of that.

This morning I spoke with Mr. Adams' secretary. She told me that he was out in Palisades. That was over four hours ago, three and a half hours ago. Personally, I am directed by my client to insist that the matter go on today, since everybody has had notice and everybody is here on notice.

Mr. O'Connor: I can appreciate the great inconvenience that has been suffered by the various people in view of the many adjournments, but originally the ordinance was set aside on the technical ground of notice.

Mr. Greenbaum: It was not set aside. Keep your statement correct.

Mr. O'Connor: That was the object in view.

Mayor Ellenstein: That was in controversy. There was some claim made that there was no notice given. Mr. Adams said he had not received notice.

Mr. Tepper: He was here in person and he raised the technicality that he had not received the notice.

Mayor Ellenstein: That was on the original ordinance.

Mr. O'Connor: The fundamental question now is one of reasonableness which is factual and legal, taking the convenience suffered by these people as against the possible deprivation of the use property that may be suffered by Mr. Adams, and I think, your Honors, possibly one more adjournment of a week or so would not militate against the interests of these people.

Mr. Tepper: It seems to me, Mr. Mayor, when Mr. Adams last was here he argued the matter at length. He argued the matter on the facts and stood upon the technical ground that he had not received the notice, and it was for that reason that the amended ordinance was re-introduced and deferred to a date when both ordinances could be considered at the same time.

I submit that this Board has already heard argument. Originally, when the ordinance, the amendment under attack by Mr. Adams, was passed the ordinance was passed unanimously by the Board after hearing full argument. I understand that some of the Commissioners have viewed the street, viewed the surroundings and premises, which means that since the original ordinance was unanimously passed there is really no further argument required.

The technicality has been corrected. Mr. Adams was on notice. We did confer with him. He was present here and he was represented by counsel on each adjourned date, and finally Mr. Adams advised Mr. Reichenstein, with my consent, that the matter was finally set down to be heard here this morning.

Mayor Ellenstein: You say that you notified him this morning?

Mr. Tepper: I personally spoke with Mr. Adams' secretary. She called me back, and I doubt very much whether Mr. O'Connor would be here if I had not spoken with her, with the secretary of Mr. Adams.

Mr. O'Connor: I was notified twenty after eleven.

Mr. Greenbaum: It seems rather strange, when counsel is talking of the deprivation of the rights of Mr. Adams in his property, and these other people are here, and he is under notice, it seems to me that he should be interested to the extent that he ought to be here. He certainly ought to be here. He certainly could have gotten the information from the City Clerk. I took no part in the adjournment. Mr. Tepper took care of that, but I was interested, and I was informed by the City Clerk that the hearing was on today.

Counsel for Mr. Adams has offered no good excuse for the adjournment, except the fact that he is not ready, I respectfully urge that we ought to go on today.

Commissioner Byrne: I move you that we go on with the hearing.

Mayor Ellenstein: Director Byrne makes a motion that we proceed with the hearing.

Commissioner Murphy: I second the motion.

Mayor Ellenstein: Now, if you want to be heard.

Mr. O'Connor: Mr. Toner is handling this matter. I am only vaguely acquainted with it. I am wondering, in view of the fact that my request for a temporary adjournment has been refused, the adjournment for a week, whether some allowance can be made so that I can communicate with Mr. Toner and he may endeavor

or at least to get in touch with Mr. Adams and make some defense.

Mayor Ellenstein: It seems to me that the attorney representing the other side has gone far afield by notifying Mr. Adams that today was the date, and he was notified, as I understand, three hours ago. He certainly should be here on this day.

Mr. O'Connor: We have been trying to locate him.

Mr. Tepper: His Secretary was able to locate him. His Secretary phoned back and stated that she contacted Mr. Adams in Palisades, and that he would like to have an adjournment. I told her that I was powerless to grant it.

Mr. O'Connor: It seems to me that a delay of twenty-five or thirty minutes would give us some opportunity to defend the matter.

Mayor Ellenstein: We have another ordinance to take up, and you say that you want about twenty-five minutes. There is a motion made and seconded that the matter be heard today. All in favor of that motion signify by saying aye.

The roll being called the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: So that we will proceed then, if there isn't any objection. There is another ordinance to be heard pertaining to the bond issue at the airport, which will give you the twenty or twenty-five minutes which you request.

(Following discussion on other matters the hearing on this ordinance proceeded.)

Mr. H. Edward Toner. Gentlemen, before you proceed to hear this matter I would like to respectfully request an adjournment. I am putting it on an entirely personal basis, for this reason; I never knew of this hearing today. Mr. O'Connor came down to make the application for an adjournment in my behalf because I had been tied up with two gentlemen from Chicago all morning who flew in for a conference. He phoned me at lunch time and told me that the Commission had refused to put the matter over, and that I had better get down here. I left my people and here I am.

I request the adjournment for this reason; during the summer months, during June and up to the present time conferences had been had between Mr. Tepper, Mr. Greenbaum, and my client, Mr. Adams, in which I have not participated, and by agreement they adjourned it from time to time. I understand that the adjournment date is today. I learned of it today. I am in a rather difficult position. I have no client here. I don't have my witnesses. Had I known of the situation I would have gotten my client and I would have been prepared today to go on.

Commissioner Franklin: You don't have witnesses in this proceeding.

Mr. Toner: I understand that there is to be a hearing on the ordinance, one to repeal an earlier one, and the new ordinance.

Commissioner Franklin: It is all done by argument.

Mr. Toner: I submit that I would like an adjournment for a week.

Mayor Ellenstein: Of course, the adjournment was made for a definite date. Were you present at that last conference?

Mr. Toner: I was not, sir.

Mayor Ellenstein: Who represented them. You didn't, at that time?

Mr. Tepper: It is my understanding that Mr. Toner represented Mr. Adams originally, when the first ordinance was resisted by them here, on the adjourned date. I think that Mr. Toner at that time made argument on the matter, and I think it is he who knows the matter and not Mr. O'Connor. Director Franklin pointed out that no witnesses are heard here. There is simply argument on the reasonableness or the unreasonableness of the proposed ordinance. I feel for Mr. Toner. I know the position that he is in and ordinarily I would not hesitate a moment to consent to an adjournment upon the request of any attorney.

Commissioner Byrne: At the time of the whole controversy wasn't there a question of withdrawing the whole resolution and bringing it back for changes and acting definitely today?

Mr. Tepper: Yes.

Mr. Toner: I don't think a date was fixed definitely.

The City Clerk: The hearing was adjourned on August 3 to September 7.

Mr. Toner: The last meeting that I attended was June 22, at which time I was—

The City Clerk: On August 3 the hearing was adjourned to September 7.

Mr. Toner: That is right, and then these adjournments were agreed to by Mr. Tepper and Mr. Greenbaum and by my client and I was personally not familiar with the adjourned date.

Mayor Ellenstein: Your client is

the principal and certainly he should be bound by this agreement.

Mr. Toner: If the Commission insists on going ahead I have no course to pursue but to bow to the Commission's wishes.

Mayor Ellenstein: Your client made the application before the Commission.

Mr. Toner: I am renewing his application.

Mayor Ellenstein: He has appealed to you and you in turn are appealing to the Commission?

Mr. Toner: Correct. I am in your hands.

Mayor Ellenstein: Well, there isn't any motion offered. There isn't anything we can put to the Commission.

Mr. Toner: I am moving for an adjournment.

Mayor Ellenstein: You don't make the motions. The gentlemen on the other side of the table make the motions.

Mr. Toner: I will do anything I can if the gentlemen will let me go.

Commissioner Byrne: It seems funny, this is the second time I have sat on these hearings that you say that you and your client got no notice. I remember before, when the meeting was held inside, that you were going to work it out.

Mayor Ellenstein: My recollection is this; before I left I knew the case was up some time early in August. I had that in mind. Now, as a general rule, when a matter like this is deferred it is deferred to a definite date, not indefinitely.

Mr. Toner: I think that is undoubt-

edly true, your Honor As I said it is a personal request, because I have an engagement and I am not prepared.

Mayor Ellenstein: And further than that, Mr. Tepper makes a statement here that he extended the courtesy to your client by calling him early this morning.

Mr. Toner: The Newark Theatre called me at eleven o'clock and ask me about this hearing, saying that Mr. Tepper had just called. He has been very courteous. I was not notified until that time either by my client or anybody else.

Mayor Ellenstein: After all, that indicates his good faith, when he calls your client.

Mr. Toner: I am not questioning Mr. Tepper's good faith for a moment. I appreciate the hardship that is worked on them. They have been here several times. I spoke to several of them outside and told them the position that I was in, unfortunately, and I tried to get them voluntarily to come back at another time, and they say no, they couldn't do it. They wouldn't do it. I am putting it on the same basis to them that I am putting it to the Commission, that I am unable to go ahead, and apparently they insist on going on, and I can't prevent it, if you gentlemen insist.

Mayor Ellenstein: You want to be heard on this?

Mr. Greenbaum: Yes.

Mayor Ellenstein: Suppose you give the Commission a little history on the situation as presented, so that they have it clearly in mind. It is somewhat complicated.

Mr. Greenbaum: We are concerned mainly with the property along Hans-

bury Avenue, that is, on the southerly side of Hansbury Avenue, and so the Commission will get a closer picture of this whole thing I think we ought to repeat some of the history of this case.

Originally, on March 2, after having received a report from the Zoning Board, the City Commission unanimously passed an ordinance which changed the zoning conditions as they then existed on Hansbury Avenue, particularly the northerly side of Hansbury Avenue. Up until that time the ordinance permitted the erection of apartment houses on the northerly side of Hansbury Avenue.

Mayor Ellenstein: That is, it was zoned for apartments?

Mr. Greenbaum: On the one side.

Mayor Ellenstein: On the northerly side?

Mr. Greenbaum: Yes sir, the dividing line being in the center of Hansbury Avenue rather than in the middle of the block as is usually the custom in these cases. In other words, as I understand it, the rule generally is that the dividing line is in the back of homes rather than in the middle of the streets, and for some unknown reason this ordinance originally provided that they were to have that zoned in the middle of the street, so that on one side of the street you could erect an apartment house of any height permitted within the ordinance, and on the other side nothing but one family homes could be erected.

Mayor Ellenstein: When was that ordinance passed.

Mr. Greenbaum: The original one?

Mayor Ellenstein: Yes.

Mr. Greenbaum: 1930. At the time

the Commission passed this ordinance, as I stated before, it was passed unanimously. Apparently, the Commission thought it was a change for the better.

Mayor Ellenstein: I think in that ordinance was included the block between Hansbury and Chancellor Avenue, the parallel streets?

Mr. Greenbaum: Yes.

Mayor Ellenstein: They also changed the zone to an apartment house zone on Elizabeth Avenue between Chancellor and Hansbury?

Mr. Greenbaum: That is correct. They made a number of changes. We appeared before the Commission at that time, and since that time, so far as my knowledge is concerned, there has been absolutely no change of physical facts. They remain today the same as they were at that time. If the Commission wishes me to proceed with the same argument—

Mayor Ellenstein: Bring us right up to date on this ordinance. This ordinance was introduced for what purpose?

Mr. Greenbaum: For the time being I am reserving my right to answer. If any argument is brought up later I would like to have the opportunity to answer. Mr. Adams appeared and he claimed that he had not received any notice, and in order to be fair to Mr. Adams the Commission felt that he should have his day in court, that he should have an opportunity to have his say, and an ordinance then was introduced to repeal the ordinance which was passed on March 2 prohibiting the erection of apartment houses.

It was then that the question was raised that inasmuch as Mr. Adams had filed an application for the building of this apartment, if the ordin-

ance was repealed it would give him unfair rights over the group which we represent.

Mayor Ellenstein: That is what Director Byrne was referring to, to the repaler and his new ordinance curing the lack of notice, being done on one and the same day, so that there would be no hiatus.

Mr. Greenbaum: And that is why we are here today.

Mayor Ellenstein: Was there a notice given to Mr. Adams on this ordinance?

Mr. Greenbaum: Yes, sir.

Mayor Ellenstein: You admit that?

Mr. Toner: Yes.

Mr. Greenbaum: We are today pressing for passage of the new ordinance, which is an exact duplicate of the original ordinance passed by your body on March 2, so that gives them an approximate idea, and if you pass the ordinance Mr. Adams cannot claim any undue advantage on the part of the people that we represent.

That is the whole story.

Mr. Tepper: In other words, there is only one question involved, has anything happened since the time you gentlemen unanimously passed the original amended ordinance, down to the present time, to change your minds? Is your action a reasonable exercise of the powers conferred upon you under the zoning act? We have gone into that before, and unless there is something that has changed your mind I think that we should expect you to take the same action.

Mr. Murray E. Kempler, representing Helen K. Forman, 80-82 Hansbury Avenue: Since the ordinance was or-

iginally passed about three or four houses, one-family houses, five, have been erected or planned or are now in contemplation of erection on the northerly side of Hansbury Avenue, and these people are investing a great deal of money in these houses, between \$15,000 and \$25,000 each.

Mr. Toner: Which areas?

Mr. Kempler: Between Parkview Terrace and Bergen Street, on the northerly side of Hansbury Avenue. Since the passage of the original ordinance, March 2, about five have been started or completed, since that time.

Mayor Ellenstein: What difference does that make. They are not affected?

Mr. Tepper: Oh, yes, they are.

Mayor Ellenstein: You mean that since the March 2 ordinance, plans have gone forward?

Mr. Kempler: People have started construction and some have been completed on the northerly side of the street, which was previously zoned for apartment houses.

Mr. Greenbaum: Relying on the fact that they could not put apartment houses there.

Mayor Ellenstein: Didn't this March 2 ordinance make it one-family?

Mr. Kempler: These people have gone ahead with plans and erected structures.

Mr. Greenbaum: May I straighten the Mayor out? The ordinance prohibited the erection of apartment houses, and relying on that prohibition they put up one-family houses.

Mayor Ellenstein: I see; that is dif-

ferent. You said plans had gone forward on four or five-family houses.

Mr. Kempler: Four or five one-families.

Mayor Ellenstein: Since the passage of the ordinance of March 2 people have purchased land, relying on this one-family zone, and they have erected or there is in the course of erection one-family houses.

Mr. Tepper: This ordinance which Mr. Adams claims was illegal because he received no notice, was passed, and I might add this; Mr. Adams is being deprived of nothing. He owns the land from Chancellor Avenue back to Hansbury Avenue, and around on Parkview Terrace. He can build an apartment house on Chancellor Avenue.

Mayor Ellenstein: And that is zoned for apartment houses?

Mr. Tepper: That is zoned for apartment houses. What he seeks to do is to build a Tudor City. He wants to build from Chancellor Avenue back to Hansbury Avenue around Parkview Terrace, and in that way depreciate the value of property all along Hansbury Avenue and particularly these new properties going up since the passage of the first amended ordinance by your Board. He is permitted to build an apartment house. He may build several one-familyhouses on Hansbury Avenue and Parkview Terrace to take up the balance, and I think that that would be a reasonable use to which this property may be put.

Mayor Ellenstein: Coming in from Chancellor Avenue is within 100 feet of the building line on Hansbury Avenue.

Mr. Tepper: Yes, sir, but he is not satisfied with it. He used this plot formerly for residential purposes. He

now seems to think that he no longer wants to live there in that private residence, and he brings in a speculator and he wants to sell the land.

Mr. Toner: I object to any such statement unless he wants to introduce the facts.

Mayor Ellenstein: This is not a formal hearing.

Mr. Tepper: I am sorry, but in conference with Mr. Adams, Mr. Adams stated to me, "What am I going to do with this land? I have got to sell it and with it I have got to produce a permit. If you folks don't want to buy the lands we are going to sell to somebody else. We will sell this land to you. I prefer to sell the land to you. You are my neighbors and I prefer to sell it to the neighbors."

That is the statement that came to me from Mr. Adams. I don't blame him for capitalizing on his investment. It is a natural thing to do, but here we have property owners who have erected one-family houses and they put their life savings in them and now comes along this monstrosity to defeat that purpose, and I do not think it is right.

Mr. Greenbaum: We represent the proponents and we are going to wait until there is something to answer.

Mr. Toner: May I ask that the record disclose the names of the attorneys and the names of the clients that they represent?

Mayor Ellenstein: Is there any objection to that?

Mr. Greenbaum: No, not at all.

Mr. Toner: They can put it on the record subsequently. I would like to note on the record my exception, for what it may be worth, on the failure of the Commission to grant me an ad-

journment, and I will now proceed on the merits of the issue, insofar as I am able.

Some time ago, when this controversy was up, I had a surveyor, Mr. George Freund, make a few blueprints of the property for the Commission, showing the property or territory affected by the ordinance in question. I would like to present copies of this to each of the Commissioners.

(A copy of the blueprint referred to was marked Exhibit A-1.)

You will observe, gentlemen of the Commission—

Mayor Ellenstein: Mr. Adams' property is on Parkview and Hansbury.

Mr. Toner: Running through to Chancellor Avenue.

Mayor Ellenstein: On the northeasterly corner of Parkview and Hansbury.

Mr. Toner: The westerly side of Parkview Terrace.

Mayor Ellenstein: Is that the northeasterly corner of Hansbury and Parkview?

Mr. Toner: The northwesterly.

Mayor Ellenstein: How does Hansbury Avenue run, east and west?

Mr. Toner: East and west.

Mayor Ellenstein: And Parkview runs north and south. Is it on the far corner coming from Elizabeth Avenue?

Mr. Toner: It is blocked in there in white on the map.

Mayor Ellenstein: It is the north-westerly corner?

Mr. Toner: That is right. Gentlemen, the original ordinance which this amended ordinance seeks to change, provided that the territory from Van Velsor Place to Parkview Terrace, going up Chancellor Avenue be classified as a third residential territory, and in the block between Parkview Terrace and Bergen Street, that is indicated on this survey, is the part that has heretofore been zoned as a third class residential district. It is in that very section that these people now say they are erecting one-family houses.

Mayor Ellenstein: Where? Between Parkview and Bergen?

Mr. Toner: Between Parkview and Bergen, as indicated on the map. If you will follow the key at the bottom, that has heretofore, for a long period of time, been zoned as third-class residential property.

Mayor Ellenstein: That is since 1930?

Mr. Toner: That is right, sir. Going north past Parkview Terrace and up almost to Maple Avenue that property too, has been zoned as third-class residential property. The property on Maple Avenue is a first-class business property, and on the opposite side of Maple Avenue, between Chancellor and Hansbury, is a first-class business property. Going in a few feet on Hansbury Avenue above Maple Avenue you will find that that has been zoned as second-class residential property. I think that those maps clearly show the situation.

Now, the new ordinance, which is blocked in here in red crayon (indicating on the blueprint), shows the change which will be made if this Commission passes the ordinance. The effect of the passage of the present

ordinance is to cut my client's property in half, or substantially so, making a part of it a third class residential property and the other a first-class.

Mayor Ellenstein: What is the scale of this map? Have you a scale here? There doesn't seem to be a scale here.

Mr. Toner: No, there doesn't seem to be.

Mayor Ellenstein: It is on the top; a hundred feet to the inch.

Mr. Toner: I have some photographs, gentlemen, taken of this area which I will ask to have marked for the record.

This is the first photograph, taken from Maple Avenue at the intersection of Hansbury, looking down Hansbury Avenue.

(At this point six pictures were introduced and marked Exhibits A-2 to A-7, respectively.

Mr. Toner: (Continuing): This photograph that I referred to is marked A-2, I believe. That is looking east on Hansbury Avenue.

The next picture is the property adjoining, going down, showing four-family houses erected in this territory that they now want classified as one-family residential. That is Exhibit A-3.

Mayor Ellenstein: That is adjoining Maple Avenue, and going down?

Mr. Toner: Going down, between Maple and Parkview Terrace, four-family houses.

The next photograph, which is marked Exhibit A-4, is a photograph taken across Hansbury Avenue, across the Adams property, showing the

apartment houses erected on Chancellor Avenue.

Commissioner Byrne: Where is your property?

Mr. Toner: Our property is here (indicating), and this building faces across his property and shows the back of his property.

Mayor Ellenstein: What bearing does that have on it? That is zoned for apartment house sites, Chancellor Avenue.

Mr. Toner: So is ours, until this Commission acts.

Mayor Ellenstein: You are showing now the view of the rear, a Chancellor Avenue apartment house?

Mr. Toner: Because, sir, it is exactly in the same zone and is classified the same as our property in question here today, all of this, the whole stretch (indicating).

Mayor Ellenstein: Do you know of any locations in the city that are zoned in the center of the street rather than on one side having one-families and on the other side apartments houses, in a residential section? There may be some but I don't know of any. It seems to me that it would be illogical to have a zone that ran longitudinally, in the middle of the street. What value would it have for zoning?

Mr. Toner: The whole territory is zoned the same.

Mayor Ellenstein: The point that I am making is; is there any section in the city which terminates in the middle of the street?

Mr. Toner: I can't say offhand. I made no inquiry. That is just another reason why I wanted an adjournment.

Here is Parkview Terrace, with Mr. Adams' house on the corner. That is this section right in here (indicating). This is a picture of Hansbury, looking up towards Maple Avenue (handing the commissioners Exhibit A-6).

This is a photograph of the Adams property from the Chancellor Avenue viewpoint, showing an apartment (handing the Commissioners another photograph).

Commissioner Franklin: I lived on the corner of Hansbury Avenue and Elizabeth Avenue and I know these houses very well.

Mr. Toner: Now, in voting on this proposed ordinance, gentlemen, you are exercising the police power that is vested in you. In order to justify the exercise of that power it must be shown that this change is essential, that it is necessary, and I do not think that the proponents of the change have made any such showing. I have shown you, I think, by rather concrete evidence that you are now being asked to change a third-class residential property, having four-family apartments on it, into first-class residential property. It is sort of locking the barn after the horse has been stolen.

Mayor Ellenstein: You might still have another horse in the barn.

Mr. Toner: But it is discriminatory as to my client, as I have shown by these pictures.

Commissioner Byrne: Did you show me an apartment on Hansbury Avenue on this side (indicating)?

Mr. Toner: No, I did not, sir, only four-family dwellings.

Mayor Ellenstein: They look like substantial homes there, even if they are four-family, but the point that I make is that I do not see the logic

of zoning there for one-family houses and having the zone terminate in the middle of the street. I can't see any logic to that, and if a mistake has been made there is no reason why it should not be corrected to make full equity to everybody concerned.

Mr. Toner: By changing a third-class to a first-class, when the houses are already there?

Mayor Ellenstein: By the same token, first-class residential on Elizabeth Avenue was changed to third-class residential zone because of the nature of the property. Elizabeth Avenue is well adapted for apartment house sites. It is opposite the park and desirable and children can have some recreation, and the same thing applies to Chancellor Avenue; it is near the park. When you zone one side of the street it is illogical to have the zone terminate in the center of the street and have apartment houses set up on the other side of the street. I do not think that you or anyone else — I know I wouldn't want to have a one-family on one side of the street and a row of apartments on the other. You wouldn't consider it a residential section.

Mr. Toner: Does a row of four-family houses make any difference?

Mayor Ellenstein: Some difference.

Mr. Toner: Does that affect the health, morals and welfare of the people of that vicinity?

Mayor Ellenstein: Yes: I think it affects their welfare. It won't affect their morals, although there might be something said on that subject.

Mr. Toner: Well, I have attempted to show you what the factual situation is there and what the affect of it is, I think, can be readily seen. It

is, I think, can be readily seen. It is discriminatory as to my client's location, in addition to the other factors that I have mentioned.

Mayor Ellenstein: What is the disposition of the City Commission?

Mr. Toner: I beg your pardon. May I just interpose another thing? I have here copies of the maps that I had made at the earlier hearing, which I presented to you gentlemen, showing the exact classification of the various houses, showing what was erected on the various plots. I would like to supplement that particular blueprint with these others.

Mayor Ellenstein: Without giving you the impression that the City Commission is disinterested, I think if you just file it, for the purpose of your record, with the City Clerk, then it will be officially received.

(The map referred to was marked Exhibit A-8).

Mayor Ellenstein: Do you know whether or not the reintroduction of the amended ordinance was the first one read, or was it the repealer?

Mr. Tepper: They did not consent to the withdrawal of the application for a permit pending with the Superintendent of Buildings now, and for that reason, since the application was made after March 2, it is necessary for you to act on the reintroduced amended ordinance before acting on the repealer.

Mayor Ellenstein: So that it is not prejudicial to the protagonists?

Mr. Tepper: That is right.

Mayor Ellenstein: What is the disposition of the Commission? We are acting now to pass this ordinance. We passed it to remedy the lack of notice in the other ordinance, and then we repealed the other ordi-

nance. What is the width of Hansbury Avenue?

Mr. Murray Kempler: About 40 feet.

Mayor Ellenstein: Without taking into consideration the effect this would have on these other people.

Mr. Kempler: On the southerly—

Mayor Ellenstein: From curb to curb?

Mr. Toner: I judge it would be about that.

Mayor Ellenstein: That is narrow for an apartment house.

Mr. Kempler: It is.

Mayor Ellenstein: Assuming, with the other elements not in existence—

Mr. Toner: That is presupposing that an apartment would be built and that it would face on Hansbury Avenue.

Mayor Ellenstein: If you zone for apartment houses, that is a pretty fair presumption. Certainly it is more desirable to have an apartment house facing on Hansbury Avenue than it would be on Chancellor Avenue.

Mr. Toner: It might face on Parkview.

Mr. Hepper: I presume the purpose of your questioning—

Mayor Ellenstein: But they would be free to have an entrance on Hansbury Avenue if this was changed to an apartment house zone.

Mr. Tepper: I presume what your Honor has in mind, in case of fire on a 40-foot street it would be very difficult for the apparatus to assemble.

Mayor Ellenstein: Another fact is the width of the street, which is a very important fact. Naturally there would be some traffic, and with more traffic the width of the street would enter into it, and the children should be considered in the apartment house. In one-family houses usually they have ground surrounding, where the children can play, whereas in case of apartment houses they are forced out on the street and that subjects them to life and limb injury.

Mr. Toner: It faces on three streets.

Mayor Ellenstein: What is the disposition.

Commissioner Byrne: I move that it be carried out the way it should be done.

Mayor Ellenstein: I will entertain a motion to adopt it on second reading.

Commissioners Franklin: I move that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled: "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The Board of Commissioners of The City of Newark, Do Ordain:

1. That an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, be and the same is hereby amended by extending the First Residence District

as shown on the Zoning Map so as to include the area described as follows:

Beginning at a point in the northerly line of Hansbury Avenue distant 200 feet west of Bergen Street; thence westerly along the northerly line of Hansbury Avenue to a point distant 100 feet east of Maple Avenue; thence northerly along a line 100 feet east of and parallel to Maple Avenue to a point 100 feet north of Hansbury Avenue; thence easterly along a line 100 feet north of and parallel to Hansbury Avenue to a point distant 200 feet west of Bergen Street; thence southerly 100 feet to the point of Beginning; and that the Zoning Map which accompanies and is a part of the ordinance to which this ordinance is an amendment, be and the same is hereby changed so as to include within the First Residence District the area above described.

2. That the said ordinance be and the same is hereby further amended by extending the Second Residence District as shown on the Zoning Map so as to include the area described as follows:

Beginning at a point in the northerly line of Hansbury Avenue distant 100 feet west of Maple Avenue; thence westerly along Hansbury Avenue to Clinton Place; thence northerly along Clinton Place 100 feet; thence easterly along a line 100 feet north of and parallel to Hansbury Avenue to a point 100 feet west of Maple Avenue; thence southerly 100 feet to the point of beginning; and that the Zoning Map which accompanies and is a part of the ordinance to which this ordinance is an amendment be and the same is hereby changed so as to include within the Second Residence District the area above described.

3. That the said ordinance be and the same is hereby further amended by extending the Third Residence

District as shown on the Zoning Map so as to include the areas described as follows:

Beginning at the southwesterly corner of Elizabeth and Wilbur Avenues; thence westerly along the southerly line of Wilbur Avenue to a point distant 100 feet west of Elizabeth Avenue; thence southerly at right angles to Wilbur Avenue to Chancellor Avenue; thence easterly and northerly along Chancellor Avenue and Elizabeth Avenue to the point of beginning.

Beginning at the southwesterly corner of Elizabeth and Chancellor Avenues; thence westerly along Chancellor Avenue to a point distant 100 feet west of Elizabeth Avenue; thence southerly to a point in the northerly line of Hansbury Avenue distant 100 feet west of Elizabeth Avenue; thence easterly along Hansbury Avenue to Elizabeth Avenue; thence northerly along Elizabeth Avenue to the point of beginning; and that the Zoning Map which accompanies and is a part of the ordinance to which this ordinance is an amendment be and the same is hereby changed so as to include within the Third Residence District the area above described.

4. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

5. This ordinance shall take effect upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that

the title of "An Ordinance to amend an ordinance entitled 'Zoning Ordinance of The City of Newark,' adopted January 8, 1930, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to repeal an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'Zoning Ordinance of The City of Newark, adopted January 8, 1930,' which said ordinance was adopted March 23rd, 1938," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

Mr. Toner: Will you note my exception on the record to all of this.

The following appearances were given for the record:

Murray E. Kempler, representing Helen K. Forman, 80-82 Hansbury Avenue.

William L. Greenbaum and Jules E. Tepper, representing:

M. E. Rice, 110 Hansbury Avenue,

Mrs. Zwillman, 120 Hansbury Avenue,

Mr. D. Shoshkas, 122 Hansbury Avenue,

Mr. J. Kanengeiser, 126 Hansbury Avenue,

Mr. C. Katz, 130 Hansbury Avenue,

Mr. P. Cooper, 134 Hansbury Avenue,

Mr. M. Kraftchick, 138 Hansbury Avenue,

Mr. O. Schwartz, 140 Hansbury Avenue,

Mr. Louis Schrenell, 146 Hansbury Avenue,

Mr. Louis Falk, 142 Hansbury Avenue.

Mr. M. Blumenfeld, 148 Hansbury Avenue,

Mr. Al Liebowitz, 152 Hansbury Avenue,

Mr. A. Rosen, 106 Hansbury Avenue,

Mr. Louis Kasen, 129 Hansbury Avenue,

Mr. A. Freeman, 123 Hansbury Avenue,

Mr. A. Kass, 127 Hansbury Avenue,

Mr. William Munson, 88 Hansbury Avenue,

Mr. Edward Bessman, 84 Hansbury Avenue,

Dr. William Ward, 112 Chancellor Avenue,

Mr. B. M. San Giacomo, 110 Hansbury Avenue,

Mr. M. Kanengieser, 105 Hansbury Avenue.

There being no one else to be heard, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance to repeal an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'Zoning Ordinance of The City of Newark, adopted January 8, 1930,' which said ordinance was adopted March 23rd, 1938."

The Board of Commissioners of The City of Newark Do Ordain:

1. That an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'Zoning Ordinance of the City of Newark, adopted January 8, 1930,' which said ordinance was adopted March 23rd, 1938," be and the same hereby is repealed.

2. This ordinance shall take effect

immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that

the title of "An Ordinance to repeal an ordinance entitled: 'An Ordinance to amend an ordinance entitled 'Zoning Ordinance of The City of Newark, adopted January 8, 1930,' which said ordinance was adopted March 23rd, 1938," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to repeal an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'Zoning Ordinance of The City of Newark, adopted January 8, 1930,' which said ordinance was adopted March 23rd, 1938."

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The Board of Commissioners of

The City of Newark Do Ordain as follows:

Section 1. It is hereby determined and stated that the Board of Commissioners of The City of Newark proposes to improve the airport maintained and operated by said City, by grading and draining the lands owned by the said City and used for such airport, and by the demolition of existing buildings on such lands and by the construction of new buildings required for the operation of such airport, with the aid of the Works Progress Administration of the United States of America; that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purposes is One Hundred and Twenty-five Thousand Dollars (\$125,000); (b) the maximum amount which is to be charged as a part of the cost of said purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of said obligations, as provided in Section 40: 1-55 of said Law, is Sixty Thousand Dollars (\$60,000.00), and (c) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is One Hundred and Twenty-five Thousand Dollars (\$125,000).

Section 3. Pursuant to Section 40: 1-12 of said Local Bond Law, the sum of Twelve Thousand, Five Hundred Dollars (\$12,500) shall be included as a down payment to finance said purpose, in the budget of said City for the fiscal year beginning January

1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interests on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. It is hereby determined and stated that part of the cost of said purpose, in labor or materials, is to be met by the Works Progress Administration of the United States of America.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding One Hundred and Twenty-five Thousand Dollars (\$125,000), to be designated as "Municipal Airport Bonds" are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding One Hundred and Twenty-five Thousand Dollars (\$125,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount

of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose is a period of ten years, computed from the date of said bonds.

Section 8. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 9. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City and that such statement so filed shows that the gross debt of said City as defined in Section 40: 1-76 of said Law, is increased by this ordinance by One Hundred and Twenty-five Thousand Dollars (\$125,000) and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40: 1-16 of said Law.

Section 10. This ordinance shall take effect twenty days after the first publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance? Rather, before calling on anyone I want to say that I am in receipt of a letter that comes to me, signed by the City Clerk, in which he says that at the last meeting of the Board of Commissioners, which I was unable to attend, he has been instructed by Director Murphy to write to me and ask—that is relating to the swimming pools?

Commissioner Murphy: Yes.

Mayor Ellenstein: But I do want to say, in connection with this airport ordinance, that \$25,000 of it is an actual commitment made by this City Commission for the purchase of the Standard Oil Company hangar. The balance of \$100,000 represents commitments made by the City in making the application under WPA projects, and is separate and apart from \$133,000 which WPA has claimed in addition to this \$125,000.

Now, particularly so at this time, with the airport controversy arising again, it would place the City in an embarrassing position and at a disadvantage unless we at least complete the hangars to a degree where these transport companies can occupy them.

I propose in the next week, some day that is convenient to the ranking officials of the transport companies, to have a conference with them, and, at any rate, it will be necessary to complete the hangars. Our obligation is to do so, and as I recall it, there was a resolution passed by the City Commission in which the city committed itself to complete the hangar, and we ought not abandon it. No matter what the ultimate result may be the hangar must be completed, and I see no point in delaying it any further. I think we have reached practically, or what I consider a fair arrangement, on the balance of the \$133,000. We would not be called upon to spend any money in addition to that, although we will be required, insofar as the city is concerned, to pay for the stucco of the hangar, which can be deferred until next year. That would of course, preserve the structure of the building, and, of course, this does not take into consideration the purchase of the Eastern Aeronautical hangar or the Newark Air Service hangar.

This is just on the completion of

the hangar, and we certainly should be in a position so as not to permit these transport officials to say that we have been delaying their being housed in the hangar whereas New York City, with its expenditure of \$30,000,000 at North Beach and a similar sum at Bennett Field, is able to give them better facilities. Of course, it is well known that the Newark taxpayers cannot compete with the resources that New York possesses. However, I am strongly urging on the Commission that it is not going to prejudice our chances of retaining Newark as an eastern airmail terminus to pass this resolution so that the work can go forward and the hangar completed and offered to these transport organizations before the first of next year.

If there are any questions to be asked, I have a breakdown of all the figures. Of the \$125,000, \$25,000 is an actual commitment made by the City Commission—I think unanimously passed—to pay for the hangar of the Standard Oil Company, which must be razed.

The balance of \$100,000 is broken down as follows:

Materials to make the doors fully operative \$22,000; office partitions, which might be saved, unless we can reach an amicable agreement with the transport company. Obviously we are not going to put in any office partitions, that is, not to meet their whims.

Additional contracts and commitments for mechanical equipment, \$10,000 more. But I might say this, that unless we do go forward with the hangar it will be necessary to light the hangar and place a watchman there, which, of course, will run into expense, and the property will have to be amply protected, whereas, on the other hand, if the transport companies take it over then, of course,

they will maintain and protect the property.

Charges for temporary heat service \$2,000.

Charges for fuel oil (temporary heat) \$2,000. That is during the time that the hangar is being completed, so that you can readily understand that unless we do complete it, at a rough estimate it will cost the city within the next eight, nine or ten months approximately \$10,000 to protect the property and heat it and light it, which is essential.

Intermediate fill \$3,000.

Cinders \$5,500.

Lumber for bridges \$500.

That makes a total of \$55,000, and rollers to be hired \$6,500, tractor, \$3,000, trucks to be hired \$1,500, make a total of \$11,000.

Miscellaneous tools and office supplies \$500, insurance during construction \$1,500, temporary lighting, \$2,000. Light, heat and miscellaneous expense for office space \$1,000.

There is a total of \$6,000 over a period of six months, that it would be necessary expend. If we delay six months it will be \$6,000 additional. If the hangar had been completed by July and this matter had not been delayed from time to time, there is \$6,000 that the city would have saved by completing the hangar.

For light, heat and miscellaneous expenses for office space, \$1,000; supervising and engineering \$16,000, labor \$3,000 and the last two items make a total of \$19,000.

Removal of four hangars and field improvement \$10,000; payment to Standard Oil Company for their han-

gar, on agreement already made, \$25,000, or a total of \$125,000.

That is the situation that confronts the city, and I want to say this, that a resolution has been passed by the City Commission in which the city agreed, if the WPA project be abandoned at any time, that the City would complete the hangar, and this \$125,000 is an actual commitment made subject to the application made to WPA, and is separate and apart from the \$133,000.

Commissioner Byrne: When was that?

Mayor Ellenstein: That was in 1936. Wasn't it a supplemental application in 1936? That was in July, 1937. The original application was in August, 1936, and the supplemental in July, 1937, and under the application this is the commitment that goes out, and, of course, there is an additional \$133,000 that the WPA insisted on obtaining, but they are going to do the painting of the hangar. At the same time, when the City has the means, then the City is to stucco the hangar.

There are those factors that present themselves at this time.

(Discussion out of the hearing of the stenographer.)

Now, is there any person who desires to be heard on this ordinance?

(No response).

What do you want to do? No matter what the result of the conference will be, you will be invited to the conference, by all means; in fact, I want a couple of scrappers with me. I will entertain a motion that the ordinance be adopted on second reading.

Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing Commissioner Duffy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Commissioner Duffy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

Section 10 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

Commissioner Duffy moved that the title of "An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas. Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

The City Clerk presented "An Ordinance authorizing the acceptance by The City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as lots 25 and 27, block 107, on the City tax maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of 10 years, with an option to purchase, all in conformity with the provisions of revised statutes of New Jersey, 1937, Title 54: 4, 109-113," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Assistant Corporation Counsel Kane: This ordinance was prepared at the instructions and the suggestions of Director Murphy.

The facts of the situation are that under the statute, where there is an amount due on taxes, the city may take the property in for the taxes, and by virtue of that statute the city may lease the property to the owner on such terms as the governing body may decide, and under that lease they may grant an option over a period of some years, giving the right to the party to get the property back on certain conditions.

Mayor Ellenstein: The accrued liens, plus the interest charges.

(Mr. Kane reads portions of the resolution.)

Mr. Kane (continuing): In other words, in this particular instance, it is a lease for ten years.

We charge on the assessed valuation of this year and taxes for every year, which would go into the payment, provided the option was exercised. There would be deducted from that the amount of rentals to be paid on the property.

Mayor Ellenstein: Sort of an equitable arrangement?

Mr. Kane: Yes. Now, the facts as I have them, I got the reports from the Director's Office, and that is that the amount of taxes due is \$8,200. Then I had it re-checked and I found that there was a mistake, that it should have been \$7,400.

Mayor Ellenstein: That is the amount of taxes?

Mr. Kane: Yes.

Mayor Ellenstein: And that includes all the liens, assessments, interests and penalties?

Mr. Kane: Yes.

Mayor Ellenstein: \$7,400?

Mr. Kane: \$7,400, right.

Mayor Ellenstein: That includes everything to date?

Mr. Kane: That includes everything to date, taxes from 1932 to 1938, right up and until today, taxes on both properties, the total being \$7,400. The proposal is to lease this property.

Mayor Ellenstein: And that the City Clerk take title?

Mr. Kane: Yes. And then enter into a lease with the owner, who is Mildred Cole, at a rental of \$360 a year.

Mayor Ellenstein: What is the property assessed for? Is that both properties?

Mr. Kane: Both properties, yes.

Mayor Ellenstein: What is it assessed for? What improvements are there on the property?

Mr. Kane: Two three-story houses which I understand are in very bad condition. One of the conditions of the lease, if it is entered into, is that the owner may tear down the properties but that won't diminish the rent he would have to pay. They say that the property is in such condition that it should be torn down.

Mayor Ellenstein: What is the land assessed at?

Mr. Kane: The assessed valuation I haven't got. I have only the taxes for each year.

Corporation Counsel O'Brien: Mr. Towle of the Director's office placed a valuation of \$17,000 on the property.

Mayor Ellenstein: \$17,000 on the land?

Corporation Counsel O'Brien: No, the value on the two properties of \$17,000. The statute provides that no such compromise can be made unless the governing body is satisfied that the property cannot be sold to obtain from the sale of it an amount equal to the amount of taxes due. The Taxes are \$7,400, and the valuation placed by Mr. Towle is \$17,000.

Mayor Ellenstein: Who is Mr. Towle? Is he a real estate expert?

Director Murphy: He is one of the assessors in the Tax Board.

Mr. Kane: His report says that he placed a valuation of \$17,000, \$9,100 on one building and land, in number 396, and \$8,000 on number 394.

It is in rather a poor state of repair. He says that the income from each is \$75 and \$90 a month.

Mayor Ellenstein: From each?

Mr. Kane: Yes. I understand that Mr. Cole is here and that he has some checks showing the actual amount of rent he receives. I wrote to Director Murphy calling attention to the fact that Mr. Towle's report on the property stated that it should rent for \$75 to \$90 a month, and that the valuation was \$17,000, and the Director subsequently sent a letter to us telling us that it was his opinion that the property could not bring, by sale, any more than the amount of taxes due.

Corporation Counsel O'Brien: It might be a good idea to have an appraisal made by some other man.

Mayor Ellenstein: It is not based on the amount of revenue it yields. The question is whether it could be sold for \$7,400.

Mr. Kane: And the \$17,000 valuation has been placed on it, so that we thought we would bring it to the attention of the Board of Commissioners.

Mayor Ellenstein: If it is a valuation based on present market value, at a forced sale, will it bring \$7,400? It seems reasonable to believe that it would.

Commissioner Byrne: \$360 for the whole year for the both properties?

Mr. Burnett Cole: They are going together.

Mayor Ellenstein: What are they, 50 by 100-

Mr. Cole: 50 by 90. The property is in such bad condition that it is advisable to tear it down, because the people in there are not anxious to pay, saying that the city is doing the paying. If the city stops paying then there isn't any income at all. In fact, the Board of Health and the Building Department has been after me right along, requesting me to pull it down, that the best thing to do is to pull it down.

Mayor Ellenstein: Where is this; near where?

Mr. Cole: Right across the street from the colored theatre.

Mayor Ellenstein: That is the First Precinct?

Mr. Cole: Yes.

Mayor Ellenstein: Is it south of the First Precinct?

Mr. Cole: South of the First Precinct.

Mayor Ellenstein: Adjoining it?

Mr. Cole: No, it is in the middle of the block. It is a frame dwelling. It isn't two buildings. It has two parts but it is one building with six families, of which four are paying and two are not, and you can't get them out, because nobody wants to accept

a tenant on relief checks, so they are simply hanging on there.

Mayor Ellenstein: What would you say the land value is, a foot?

Mr. Cole: Mr. Mayor, I think it has no value at all today, land. There is plenty of it here in Newark.

Mayor Ellenstein: You can get all the land for nothing on Washington Street?

Mr. Cole: I will give them even something better than that. I will give them Park Street if the Commission wants it, for the amount of taxes.

Mayor Ellenstein: What do you think the value of property is there today?

Mr. Cole: I could hardly say.

Mayor Ellenstein: Do you think it would bring \$50 a foot in the present market, on Washington Street?

Mr. Cole: I don't know; I couldn't say. I wouldn't commit myself on it. It should be possible to get something out of it, from a parking station, but nothing from the tenants. As far as tenants are concerned, you can't get anything.

Mayor Ellenstein: If the law is as reported by the Corporation Counsel the Commission, before passing on the ordinance, must determine whether this property is going to bring \$7,400 in a sale.

Commissioner Murphy: How could we determine it?

Mayor Ellenstein: By an outside appraisal.

Commissioner Murphy: You would have to have a buyer, wouldn't you? You mean to have an outside appraiser?

Mayor Ellenstein: You can have a local appraiser. Who is this man Towle? Is he a competent man?

Commissioner Murphy: He is a fairly competent man, as the average assessor is.

Mayor Ellenstein: Do you think that he would go \$1,000 astray or \$10,000 astray on the appraisal?

Commissioner Murphy: He didn't quote the market value.

Mayor Ellenstein: I don't know what he quoted. I assume that he did give the market value.

Commissioner Murphy: There is a great difference between the assessed valuation and the market value. That is on property all over the city.

Mayor Ellenstein: The purpose of his appraisal was to give the facts to the Corporation Counsel, is that right?

Assistant Corporation Counsel Kane: That was the report we got from Director Murphy.

Mayor Ellenstein: At any rate, the Commission must determine, before going into that, in order to comply with the law, as to whether or not the property will bring \$7,400, before you can enter into an agreement to sell.

(Discussion out of the stenographer's hearing.)

Mayor Ellenstein: I think you would be free to lease it. It would not be a legal barrier to leasing it.

Corporation Counsel O'Brien: Then if you want to sell it later you could do so.

Commissioner Murphy: Of course, whatever further information the

Commission wants, it is all right with me. The only thing I can say, I submitted it to the Law Department. If they had any advice I think that they should have submitted it to me and said, "Here, you ought to get certain other information." They are passing an opinion now which I think they should have passed when it was submitted.

Assistant Corporation Counsel Kane: I want to call your attention to the fact that on July 20 I wrote a very detailed letter on what information should be given us, and what we thought he should do. In other words, we called attention to the fact that this \$17,000 for the assessment was not the proper figure to be taken that it would have to be a figure on what the statute said the property should sell for.

Commissioner Murphy: We tried to comply with that. If that was not proper why didn't the Law Department inform us?

Assistant Corporation Counsel Kane: It was proper. In other words, you, Director, sent a letter on July 29 to the effect that it was your opinion that the property could be readily sold at a price sufficient to pay and satisfy the amount due. Inasmuch as that was your decision, based on your investigation, we had no right to go any further.

Commissioner Murphy: You have, in reference to the resolution.

Mayor Ellenstein: Where did you get the information that the property could not bring that amount at a sale? You must have gotten it from some place.

Commissioner Murphy: Yes, sure.

Mayor Ellenstein: Where did you get it?

Commissioner Murphy: We got it from our assessors.

Mayor Ellenstein: Who?

Commissioner Murphy: We got the man that we assigned.

Mayor Ellenstein: Why isn't that included in the report? Where is his report? Towle says \$17,000.

Commissioner Murphy: That is the assessed valuation; that is right. As I say, practically all property today is over-assessed. There is a difference between the assessed valuation and the market value or selling value.

Mayor Ellenstein: I am not talking about market value now, but there has to be a compliance with the law, and when these facts are brought to your attention then you replied that this property could not bring the amount of money that is now due, so the Law Department took it for granted that you had good and sufficient information that warranted your making this statement, so they proceed to present an ordinance and approve it as to form. I do not think the Law Department has been dilatory, and the thing for the Commission to determine now is the market value of the property.

If you are willing to take a lease on the property and that is the best offer that comes to the city, then the City Commission will agree to accept your deed and lease your property, but, on the other hand, if you want an opportunity of exercising the option to purchase the property, in accordance with the terms decided by the Corporation Counsel, Mr. Kane, then it will be necessary for the Commission to determine what the present market value is, and if it is less than--

Mr. Cole: The Banking and Insur-

ance Department has appraised that

Mayor Ellenstein: Who?

Mr. Cole: From the Banking and Insurance Company.

Mayor Ellenstein: Who?

Mr. Cole: A Mr Virtue, appraiser for the Banking and Insurance Department. He appraised the property at \$6,000.

Mayor Ellenstein: There isn't anything before the Commission to that effect.

Mr. Cole: I have the record from the Banking and Insurance Department when the balance of the mortgage was paid up.

Mayor Ellenstein: Who makes the appraisals in your department?

Commissioner Murphy: We have got several men down there.

Mayor Ellenstein: I mean on market value.

Mr. Cole: I happen to have a record from the Banking and Insurance Department, but I have it outside in the car.

Mayor Ellenstein: Director Byrne offers a motion that in compliance with the suggestion made by the Law Department an outside appraiser be selected to determine the present market value of the property, in compliance with the law, and that Director Murphy be asked to select that appraiser.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: What the Commission wants me to get is additional information on appraisal?

Mayor Ellenstein: The present market value so that we can determine this in compliance with the law.

How long is this option?

Assistant Corporation Counsel Kane: Ten years.

Mayor Ellenstein: Is this a lease for ten years?

Mr. Cole: Yes.

Mayor Ellenstein: You are not ready to go into a lease for ten years on Washington Street, with an option to buy it?

Mr. Cole: I have been losing money.

Mayor Ellenstein: I know that, and you would not do it as a good business proposition, tie up property for \$360 for ten years and give a person option to purchase it in that period.

Commissioner Murphy: A man's own property.

Mayor Ellenstein: You are going to open the door to every other property owner who is unable to pay his taxes. Mr. Cole does not expect any more consideration than any other taxpayer. Supposing that tomorrow ten other taxpayers came in and said that the value of the property is this much, "And I will give you a certain amount of rent now and give me an option to purchase in ten years," you would have every taxpayer in creation here, if you entered into an agreement like that.

Commissioner Murphy. As long as it is in compliance with the law that is the main thing.

Mayor Ellenstein: I know, but that is the first question to ask.

Commissioner Murphy: That is right.

Mayor Ellenstein: It has to, first, be in compliance with the law. Then you have to apply fair business principles. You can find many taxpayers in Newark that will agree to pay rental based on the same basis as this is, with an option to buy it at the end of 10 years at the present market value. I can get you them by the thousands. It would be advantageous to them, instead of paying taxes, to give the city a deed to the property and enter into an agreement like that. Where would the city come off? It seems to be elementary to me. However, it is up to the Commission. I will say now that I will never subscribe to any agreement like that.

Commissioner Murphy: Personally. I don't know the gentleman. I just met him here now, coming up in the office.

Mayor Ellenstein: There is a motion that it be deferred for two weeks. Is that too long, Mr. Cole, or would you rather have it a week?

Mr. Cole: We can give you the information in a week.

Mayor Ellenstein: We are not seeking the information from you.

Commissioner Murphy: Why ask him?

Mayor Ellenstein: I don't want to prejudice you.

Commissioner Murphy: I am the one now.

Mayor Ellenstein: You might not be able to get the appraisal.

Commissioner Murphy: All right, lay it over.

Mayor Ellenstein: How long do you want it laid over? Indefinitely?

Commissioner Murphy: Put it off for a week, and if it is necessary to have another week we can defer it.

Mayor Ellenstein: I will entertain a motion that this ordinance be deferred for one week, and that a copy of the ordinance be sent to each commissioner.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty thousand five hundred seventy-four dollars and seventy-one cents (\$20,574.71) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from August 16 to 31, 1938, as follows:

Director's Office	\$ 1,341.65
Controller's Office	2,899.06
Auditor of Accounts	1,970.00
City Treasurer	896.64
Receiver of Taxes	2,642.85
Arrears of Personal Taxes	1,876.96
Bd. of Asst. & Revision of Taxes	7,628.43
Advertising Tax Sale	45.00

Revaluation Bureau	404.14
Assts. for Local Improve- ments	869.98
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	\$ 20,574.71

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine thousand eight hundred eight dollars and ninety-five cents (\$9,808.95) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Surplus and Deficiency\$9,808.95

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

RESOLVED: That the sum of Two thousand nine hundred thirty-seven dollars and fifty-eight cents (\$2,937.58) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 21.00
Comptroller's Office	27.10
Treasurer's Office	34.50
1938 Taxes	2,854.95
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	\$2,937.58

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine thousand three hundred eighty-nine dollars and eight cents (\$9,389.08) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Advertising Tax Sale\$9,389.08

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Twenty-four thousand, two hundred three dollars and ninety-seven cents (\$24,203.97) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety as follows:

Director's Office	\$ 15.00
Police Division	17,321.94
Fire Division	6,867.03
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	\$ 24,203.97

M. P. Duffy
 Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Two hundred twenty-four thousand six hundred seventy dollars and fifteen cents (\$224,670.15) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from August 16th to 31st, 1938, incl., as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	2,121.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	82,833.44
Police Division	132,586.17
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	\$224,670.15

M. P. Duffy
 Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Nineteen thousand, seven hundred twenty-three dollars and fifty-eight cents (\$19,723.58) be and is hereby appropriated to the persons named, on annexed certified lists, being the bills and claims of the Department of Public Works as follows:

City Hospital alterations	\$ 12,834.81
Ivy Hill Power Plant	1,724.71
Public Outing	60.00
Director's Office	73.48
Band Concerts	617.00
Public Outing	102.08
Rental of Beds in Institutions	4,312.50
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	\$ 19,723.58

Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six hundred thirty-three dollars and thirty-three cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works for the month of August, 1938, as follows:

United States Social Hygiene	\$633.33
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Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-one thousand, one hundred nine dollars and eighty-four cents (\$91,109.84) be and the same is hereby appropriated to the City Treasurer being the semi-monthly payroll of the Department of Public Works for the last half of August, 1938, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	23,037.72
Newark City Hospital	33,677.55
Convalescent Hospital	1,971.43
Newark City Home	3,353.28
Bureau of Baths	5,558.37
Newark City Alms House	2,640.15
Ivy Hill Power Plant	2,691.31
Outdoor Poor Department	1,945.82
Emergency Relief Administration	24,667.56
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	\$ 91,109.84

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-three dollars and fifty cents (\$53.00) be and the same is hereby appropriated to the person named on annexed certified list, being the bills

and claims of the Department of Public Works, as follows:

Emergency Relief Administration \$53.00

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Eleven thousand, three hundred seventy-seven dollars and seventy cents (\$11,377.70) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from August 16th to August 31st, 1938, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	1,856.31
Centre Market	105.60
Municipal Farmers' Market	116.66
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49
W. P. A. Project No.	
No. 1485-7	145.83
	<hr/>
	\$ 11,377.70

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Three thousand, one hundred eleven dollars and eighty-eight cents (\$3,111.88) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks & Public Property for weeks ending August 31st and September 3, 1938, as follows:

Shade Tree	\$ 1,969.88
Public Buildings	1,142.00
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	\$ 3,111.88

Jos. M. Byrne, Jr
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Twelve thousand two hundred thirty-four dollars and eighty cents (\$12,234.80) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-Departmental Department from August 16th to August 31st, 1938, as follows:

Law Department	\$ 3,854.95
City Clerk	3,054.07
Election Bureau	435.00
First District Court	1,179.16
Second District Court	1,104.14

Board of Adjustment	460 00
Central Purchase	2,147.48
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	\$ 12,234.80

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven hundred twenty-eight dollars and fifty-eight cents (\$728.58) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Inter-departmental Department as follows:

Central Purchase	\$ 78.18
Elections	158.40
City Clerk	316.00
Board of Adjustment	176.00
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	\$728.58

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-one thousand six hundred twenty-three dollars and five cents (\$31,623.05) be and the same is here-

by appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, weekly payroll,
period ending August 31, 1938.**

Newark Airport	\$ 1,788.60
Bureau of Motors	2,250.60
Bureau of Streets	2,120.11
Bureau of Sewers	964.33
House Sewer Connections	325.90
Bureau of Street Cleaning	14,698.92
Street Construction	401.00
Bureau of Docks	726.00
Bureau of Water	8,347.59

\$ 31,623.05

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-five thousand, nineteen dollars and thirty-two cents (\$45,019.32) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, semi-monthly payroll,
period Aug. 16-Aug. 31, 1938:**

Director's Office	\$ 1,439.57
Newark Airport	2,567.49
Bureau of Lighting	420.00
Bureau of Streets	2,899.95
Sidewalks	216.66
House Sewer Connections..	380.82

Bureau of Sewers ..	2,043.71
Bureau of Street Cleaning	4,219.08
Bureau of Surveys	3,176.66
Engineering Division	1,028.33
Bureau of Motors	1,927.63
Bureau of Water	19,659.48
Street Construction	2,939.95
Bureau of Docks	1,007.50
Newark Labor Relations Board	238.33
City Railway	854.16
	<hr/>
	\$ 45,019.32

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three hundred fifty-five dollars and eight cents (\$355.08) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Motors	\$ 21.32
Water	292.92
Streets	9.50
Public Lighting	5.00
Street Cleaning	13.00
Docks	6.20
Newark Airport	7.14
	<hr/>
	\$355.08

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six dollars (\$36.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$36.00

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED, that the following named person be and he is hereby appointed Constable of The City of Newark, for the term expiring December 31, 1938:

Irving Lewis Kranzler, 253 Goldsmith Avenue.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, the Bell-Mar Company was assessed at a valuation of Land \$14,900.00, Improvements \$11,100.00, total \$26,000.00, in 1937, for premises designated as Nos. 713-715 High Street, Newark, New Jersey, Block 2559, Lot 29; and,

WHEREAS, the improvements on said lot had been razed in August, 1936, and were, therefore, erroneously assessed for 1937; and

WHEREAS, the Board of Commissioners of the City of Newark passed a resolution, dated August 3, 1938, cancelling the assessment on the Improvements and remitting \$403.70 as the taxes on the same instead of \$409.59;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the balance of the taxes; to wit, \$5.89, be cancelled and that the Comptroller be authorized to cancel the same of record, leaving the correct assessment for 1937 as follows: Land \$14,900.00, total \$14,900.00: Tax \$549.81.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

WHEREAS, on April 12, 1936, Rhoda Krause, who was riding in an automobile driven by Lucille Menn, was killed as the result of a collision

between the automobile driven by Lucille Menn and a safety isle on Board Street, Newark, and Esther Krause, Administratrix ad prosequendum of the Estate of Rhoda Krause, has instituted suit against The City of Newark in the New Jersey Supreme Court, Passaic Circuit, alleging that the said Rhoda Krause was killed as a result of the wrongful acts of The City of Newark in the maintenance of the said safety isle; said suit being in the amount of \$25,000.00; and,

WHEREAS, in the opinion of the Law Department the aforesaid claim against The City of Newark should be settled if a reasonable settlement can be effected; and,

WHEREAS, said Esther Krause, Administratrix ad prosequendum of the Estate of Rhoda Krause, has agreed to accept the sum of \$1,800.00 in settlement of all claims against the City of Newark, arising out of the aforesaid action for and on behalf of the Estate of Rhoda Krause; and,

WHEREAS, in the opinion of the Law Department the said sum of \$1,800.00 is a reasonable settlement figure under the facts and circumstances of the case;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the case of Esther Krause, Administratrix ad prosequendum of the Estate of Rhoda Krause, against The City of Newark, which case is now pending in the New Jersey Supreme Court, Passaic Circuit, be settled for the sum of \$1,800.00; and the Director of the Department of Revenue and Finance is hereby authorized to make the necessary payment of \$1,800.00 to the Administratrix of the Estate of Rhoda Krause, on receipt by him of the proper release and discontinuance of the action; said release and discontinuance to be approved by the Law Department.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on April 12, 1936, Alice De Rocca, who was riding in an automobile driven by Lucille Menn, was severely and permanently injured as the result of a collision between the automobile driven by Lucille Menn and a safety isle on Broad Street, Newark, and Alice De Rocca has instituted suit against The City of Newark in the New Jersey Supreme Court, Passaic Circuit, alleging that the said Alice De Rocca was severely and permanently injured as a result of the wrongful acts of The City of Newark in the maintenance of the said safety isle; said suit being in the amount of \$25,000.00; and,

WHEREAS, in the opinion of the Law Department the aforesaid claim against The City of Newark should be settled if a reasonable settlement can be effected; and,

WHEREAS, said Alice De Rocca has agreed to accept the sum of \$1,600.00 in settlement of all claims against The City of Newark, arising out of the aforesaid action for and on behalf of Alice De Rocca; and,

WHEREAS, in the opinion of the Law Department the said sum of \$1,600.00 is a reasonable settlement figure under the facts and circumstances of the case;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the case of Alice De Rocca against The City of Newark, which case is now pending

the New Jersey Supreme Court, Pasasic Circuit, be settled for the sum of \$1,600.00; and the Director of the Department of Revenue and Finance is hereby authorized to make the necessary payment of \$1,600.00 to Alice De Rocca, on receipt by him of the proper release and discontinuance of the action; said release and discontinuance to be approved by the Law Department.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering drugs, surgical and X-ray supplies, for the period of four (4) months from date of award; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded in the amounts set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Works and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said drugs, surgical supplies and X-Ray supplies:

Approximately

B. & B. Drug Company	\$ 968.23
Chester Drug Company	2,140.87
Day Chemical Company	2,025.86
Fisher Cohen Company	770.23
Greenfield Chemical Company	4,040.74
Hospital Equipment Company	754.77
Livezey Surgical Company....	561.15
Medical Service Company....	1,626.22
Maltbie Chemical Company..	848.73
Picker X-ray Corporation....	1,399.59
Resnick Drug Company	458.80
Reinhold Schumann, Inc.	2,999.92
James P. Smith	3,156.36
Seidler Chemical Company....	2,362.18
E. Tosse & Company	741.90
Westinghouse X-ray Supply Corp.	691.45

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Duffy offered the following resolution:

WHEREAS, the 66th Annual Convention of the International Association of Fire Chiefs is to be held at New Orleans, La., September 27th to 30th, inclusive; 1938; and

WHEREAS, John B. Keenan, Fire Commissioner and Peter Kiernan, Chief Engineer of the Fire Division of the Department of Public Safety of the City of Newark, are members of the International Association of Fire Chiefs; and

WHEREAS, it is the opinion of the

Board of Commissioners that the participation of said John B. Keenan and Peter Kiernan at said convention would inure to the benefit of not only the Department of Public Safety, but also the citizens of the City of Newark because of the exchange of ideas and views in regard to fire fighting methods and fire fighting equipment used throughout the United States and Canada;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that said John B. Keenan and Peter Kiernan be paid the expenses incurred by them because of their attendance at said convention in New Orleans, La., in an amount not exceeding Two hundred dollars (\$200.00) each, upon approval of same by the Director of Public Safety.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mrs. Ernest Giordano (Antonio Musto, owner) for the storage and distribution of milk in a Second Residence District; premises 78-80 Aldine Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Mr. Jacob Lubetkin (representing objectors): Mr. Mayor and gentlemen of the Commission, the applicant has operated this ice house for about seven or eight years. The use is one that is not permitted in that zone but it is a pre-existing use, and under the terms of the ordinance the applicant was allowed to continue it. This continuance went on, and there was no objection. Of course, there couldn't be any objection from the neighborhood until about three or four months ago. The owner of the property started to store bottles of milk upon the ice, and we then made complaints. My clients made a complaint to the Police Department because of the noise resulting from the bringing of the milk and the removal of the milk from these ice depots, and they were advised to make complaint to the Zoning Board.

It was after the complaint was made that the applicant then realized that he or she—I don't know who—that they were violating the terms of the ordinance, and they made their application to the Board of Adjustment for a variation. Now, the objection that we have is that the removal of these milk cases takes place between 12:30 and 2:30 in the morning. They admit that they store at least thirty cases of milk there. They admit that the removal takes place during those hours, and this noise, and this noise is created during these hours, and the removal of

the milk prevents the objectors from having a comfortable night's sleep.

I presented a petition to the Board of Adjustment when this case came up, signed by nine or ten property owners, and quite a number of residents in the neighborhood. The applicant produced before the Board of Adjustment a half dozen or so, one or two of whom were residents and the rest tenants. It is, of course, apparent that the interest of a tenant is not as vital as the interest of the property owner. Tenants, however, being monthly tenants, are transitory.

The objectors whom I represent have owned their properties for twelve to fifteen years. It is not only the noise, the confusion that ensues during the night in the taking of the milk and also in the process of bringing the milk there, but this milk is brought there, I am informed, about four or five o'clock in the afternoon, which brings trucks into the neighborhood.

We have the names of about half a dozen firms which come there with those large trucks, and these trucks are not for those thirty cases. They have thirty unloaded, and they are Middletown Dairy, the Maple Creek and others.

Mayor Ellenstein: They bring thirty cases?

Mr. Lubetkin: Yes, a day.

Mayor Ellenstein: How many trucks does that require?

Mr. Lubetkin: They come at various times.

Mayor Ellenstein: How many trucks would it require to deliver thirty cases?

Mr. Lubetkin: They don't come to

make delivery of thirty cases alone. Those trucks are loaded up with other deliveries, too, and it is that, added to the noise of the bottles, that causes the noise.

Mayor Ellenstein: What is the disposition of the Commission? I am waiting for someone to make a motion.

Commissioner Duffy: We can check the traffic hazards there, and the tenants and landlords can remain away. They can be just represented by counsel.

Mayor Ellenstein: Then I will entertain a motion that it be deferred for a week.

Commissioner Byrne: I move that the matter be deferred for a week pending a report from Director Duffy's office.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

REPORTS OF CITY OFFICERS

The following Reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for August, 1938.

Department of Buildings for August, 1938.

Clerk of First District Court for August, 1938.

Clerk of Second District Court for August, 1938.

Superintendent of Alms House for
August, 1938.

City Clerk (2) for August, 1938.

Thomas F. Guthrie, Chief Clerk,
1st Criminal Court, for August, 1938.

Thomas F. Guthrie, Chief Clerk,
Night Police Court, Traffic, for Au-
gust, 1938.

Charles F. J. McGovern, Clerk, 2nd
Criminal Court, Part 1, for August,
1938.

Charles F. J. McGovern, Clerk 2nd
Criminal Court, Part 2, for August,
1938.

Richard F. Harris, Deputy Clerk,
3rd Criminal Court, for August, 1938.

Elizabeth S. Lewis, Clerk of Fam-
ily Court for August, 1938.

City Treasurer for August, 1938.

Comptroller for August, 1938.

City of Newark, N. J.
Department of Revenue and Finance.

September 1, 1938.

To the Honorable,
The Commissioners of
The City of Newark, N. J.

Gentlemen:

In accordance with the Act of the
Legislature entitled "A further sup-
plement of the Act entitled 'An Act
to amend and revise the charter of
the City of Newark, N. J.' approved
February 22, 1866" I herewith pre-
sent a statement of the receipts and
disbursements for the month of Au-
gust, 1938:

RECEIPTS

Cash on hand July 30, 1938	\$3,291,063.03	
Rec'd from Comptroller—August	6,187,690.52	
		<u>\$9,478,753.55</u>

DISBURSEMENTS

By Warrant	\$4,665,981.72	
Without Warrant	5,188.92	
Returned Checks	10,176.28	
		<u>4,681,346.92</u>
Cash on hand August 31, 1938		<u>\$4,797,406.63</u>

Respectfully,
Vincent J. Murphy,
Director of Revenue and Finance.
By Joseph J. Kroehl.

CONTROLLER'S REPORT

August, 1938

Assessments:

Opening Streets	\$	2,030.12
Paving Streets		1,421.62
Grading Streets		61.15
House Sewers		746.03

Sidewalks	202 10
Bureau of Streets, Snow Removal	41.58
Shade Trees	15.00
Water Department Arrears	519.31
Sewers	579.47

Funds:

Schools, Current Expense	1,001,968.51
Redemptions	8,075.93
Emergency Relief Special	909,292.55
Emergency Relief	221.09
N. J. Weights and Measures	2,446.00
Port Newark Dredging P. W. A.	6,694.97
Social Hygiene	2,150.00
200 Washington St. Corp.	833.33
Printing and Stationery	1,642.91
Outdoor Poor	670.00
Farmers' Market Rents	416.66
City Hospital	14.40
Foreclosed Property Account Rents	170.00
Estate H. C. Jones	4.83
Bureau of Streets	8,019.29
Bureau of Street Cleaning	846.31
Bureau of House Sewers	870.27
Bureau of Docks	3,836.62
Airport	13,118.02
Water Rents	211,844.12

Miscellaneous Revenue:

General Licenses	3,863.33
Dog Licenses	462.00
Beer Licenses	1,793.56
Fees	397.70
Building Department	2,699.81
Centre Market Rents	1,174.00
Green and Franklin Street Property Rents	280.00
Miscellaneous Rents	1,725.34
Bureau of Combustibles	1,294.00
City Hospital	1,580.97
Convalescent Hospital	68.00
Almshouse	47.45
Police Courts	6,149.45
District Courts	3,236.60
Gas Tax Refund	6,893.25

Jitneys	15,817.25✓
Emergency Relief Adm.	137.47
Surplus Revenue	358.27
Cost of Sale	440.15
Advertising Sale Costs	2,659.05
Police Department	1,590.43
Fire Department	135.00
Library	1,638.34
Board of Health	716.69
Shade Trees	3,409.23
Army Base Lease	8,333.33
Market Plaza Lease	6,250.00
Market Plaza Parking Station	2,200.00
Raymond Plaza Parking Station	1,542.90
City Hall Parking Station	225.00
Searches	608.25
Personal Arrears—Fees	219.50
Personal Arrears—Costs	13.40
Bureau of Street Cleaning	50.27
Bureau of Sewers	40.00
Bureau of Streets	10.00
Franchise Tax, 1938	1,373.56

Real Estate:

Taxes 1938 Receiver	5,030.795.12
Arrears—Real Estate, 1937	344,756.43
Arrears—Real Estate, 1936	191,517.52
Arrears—Real Estate, 1935 and Prior	140,177.27
Personal Arrears, 1937	13,496.95
Personal Arrears, 1936	14,817.64
Personal Arrears, 1935 and Prior	4,516.70

Interest:

Real Estate	105,981.76
Personal Arrears	3,910.88
	<hr/>
	\$8,108,155.11
Less Refunds \$904.40, Returned Checks \$10,176.28.....	11,080.68
	<hr/>
	\$8,097,074.43

Vincent J. Murphy,
Director of Revenue and Finance.

**MONTHLY REPORTS OF INTER-
DEPARTMENT DEPARTMENTS**

The following Interdepartmental Department reports for the month of August, 1938, were received and ordered filed:

City Clerk.

Corporation Counsel.

Board of Adjustment.

Municipal Board of Alcoholic Beverage Control.

Department of Central Purchase.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, Jr.
Michael P. Duffy,
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., September 14, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Absent: Commissioner Murphy.

Mayor Ellenstein: The Clerk will read the minutes of the last meeting.

The City Clerk read the minutes of the previous meeting in full.

Commissioner Duffy: I move the minutes be approved as read.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend Section 4 of an Ordinance entitled: An Ordinance regulating the sale and distribution of milk, cream and milk products in the City of Newark," adopted July 1, 1931, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance to amend Section 4 of an ordinance entitled: "An Ordinance regulating the sale and distribution of milk, cream and milk products in the City of Newark," adopted July 1, 1931.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance to amend Section 4 of an ordinance entitled: 'An Ordinance regulating the sale and distribution of milk, cream and milk products in The City of Newark,' adopted July 1, 1931," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The Clerk then read the title of an ordinance as follows:

An Ordinance to amend Section 4 of an ordinance entitled: "An Ordinance

regulating the sale and distribution of milk, cream and milk products in the City of Newark," adopted July 1, 1931.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented "An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move the ordinance be laid over one week.

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented "An Ordinance authorizing the acceptance by The City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as Lots 25 and 27, Block 107, on The City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of 10 years, with an option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey 1937, Title 54: 4, 109-113," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move the ordinance be laid over for one week.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of Nine Hundred Thirty-eight Dollars and Forty-five Cents (\$938.45) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 34.05
Reserve for Overpayments,	
Comptroller's Office	904.40
	<hr/>
	\$938.45

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Seventeen Thousand, Seven Hundred Twenty-one Dollars and Fifty-one cents (\$17,721.51) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Building Division . . .	\$ 53.26
Electrical Bureau	50.35
License Division	302.90
Reserve for uncompleted	
Contracts, Fire Division	17,290.00
Police Courts	25.00
	<hr/>
	\$ 17,721.51

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Seventeen Thousand, Three Dollars and Sixty-seven Cents (\$17,003.67) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Home	\$ 4,211.35
Bureau of Health	50.51
Bureau of Health	6,197.98
Outdoor Poor Department	39.69
Newark City Alms House	5,182.01
Ivy Hill Power Plant	609.40
City Hospital Alterations..	712.82
	<hr/>
	\$ 17,003.67

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Nine Hundred Eighty

Seven Dollars and Forty-five Cents (\$5,987.45) be and the same is hereby appropriated to the person named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Administration\$5,987.45

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Dollars and Fourteen Cents (\$20.14) be and the same is hereby appropriated to the person named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Administration\$20.14

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Eleven Thousand, One Hundred Eighty-six Dollars and Thirty-eight Cents (\$11,186.38) be and the same is hereby appropriated to the persons named on the annexed certified list same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 29.38
Maintenance of Dog Pound	625.06
Municipal Farmers' Market	18.41
Printing and Stationery....	2,851.84
Smoke Abatement	28.35
Public Buildings	5,220.86
Weights and Measures	736.87
W. P. A. Project No. 3-7-896	891.24
W. P. A. Project No. 1485-7	203.50
W. P. A. Project No. 2579-7	108.53
Shade Tree	472.40
	<hr/>
	\$ 11,186.38

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Nine Hundred Fifty-five Dollars and Twenty Cents (\$2,955.20) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending September 7th and September 10th, 1938, as follows:

Shade Tree	\$ 1,831.20
Public Buildings	1,124.00
	<hr/>
	\$ 2,955.20

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty Thousand Eight Hundred Dollars and Fifty-one Cents (\$30,800.51) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending September 7th, 1938:

Newark Airport	\$ 1,769.40
Bureau of Motors	2,232.81
Bureau of Streets	1,839.07
Bureau of Sewers	930.19
House Sewer Connections..	139.90
Bureau of Street Cleaning	14,478.14
Street Construction	369.56
Bureau of Docks	726.00
Bureau of Water	8,315.44

\$ 30,800.51

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Seventy-two Dollars and Seventy-one Cents (\$172.71) be and the same is hereby appropriated to persons named on the annexed certified list, being the bill and claim of the Department of Inter-Departmental Departments, as follows:

Department of Central
Purchase\$172.71

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Ten Thousand Nine Hundred Twenty-Four Dollars and Eighty-two Cents (\$10,924.82) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

Elections	\$10,784.30
City Clerk	140.52
	<hr/>
	\$ 10,924.82

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

AUCTIONEER:

Joseph E. Duff, 50 Edison Place.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

CONSTABLE'S BOND:

Irving Lewis Kranzler,

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

A RESOLUTION AGREEING TO A FORM OF COOPERATION AGREEMENT BETWEEN THE CITY OF NEWARK, NEW JERSEY, AND THE HOUSING AUTHORITY OF THE CITY OF NEWARK, AND AUTHORIZING ITS EXECUTION.

WHEREAS, the Housing Authority of the City of Newark (herein called the "Authority") proposes to develop and administer low-rent housing projects (herein called the "Projects"), within the territorial limits of the City of Newark (herein called the "City"); and,

WHEREAS, the development of the Projects will be financed (in part) by the issuance of bonds of the Authority and said bonds will be secured (in part) by the net revenues derived from the operation of the Projects, but will not be so secured as to confer the power of foreclosure or forfeiture on the holders of said bonds; and,

WHEREAS, the City will directly benefit from the construction of new dwelling units for families of low income and from the elimination of unsafe or insanitary dwelling units within the City;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, New Jersey:

Section 1. That the City hereby determines that, for the purpose of aiding said authority in its efforts to develop low-rent housing Projects, the City shall cooperate with the Authority by furnishing municipal services and facilities for the Projects and the tenants thereof in consideration of the payment of certain sums by the Authority to the City in lieu of taxes for such services and facilities, all as more fully provided in the form of Agreement set forth in Section 2 hereof.

Section 2. That the City shall enter into a contract with the Housing Authority, substantially in the form of the contract annexed hereto and made part hereof.

Section 3. That the Mayor and City Clerk of the City of Newark be and they are hereby authorized to execute, in triplicate, said contract annexed hereto, or a contract substantially in its form, on behalf of the City.

Section 4. This resolution shall take effect within the earliest time permitted by law.

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

COOPERATION AGREEMENT BETWEEN THE CITY OF NEWARK AND THE HOUSING AUTHORITY OF THE CITY OF NEWARK.

THIS AGREEMENT, made and entered into this _____ day of _____, 1938, by and between The City of Newark, hereinafter called the "City"), County of Essex, (hereinafter called the "County"), State of

New Jersey, (hereinafter called the "State"), and the Housing Authority of the City of Newark, (hereinafter called the "Authority"), WITNESSETH:

WHEREAS, the Authority proposes to develop and administer low rent housing and slum clearance projects within the corporate limits of the City; and

WHEREAS, The United States Housing Authority (a body corporate of perpetual duration created under the United States Housing Act of 1937, Public No. 412, Seventy-Fifth Congress, and hereinafter called the "USHA"), is authorized by the United States Housing Act of 1937, as amended, to make annual contribution to public housing agencies to assist in achieving and maintaining the low-rent character of their housing projects; and,

WHEREAS, the United States Housing Act of 1937, as amended, provides that no part of such annual contributions by the USHA shall be made available for any project unless and until the State, City, County or other political sub-division in which such project is situated shall contribute in the form of cash or tax remissions, general or special, or tax exemptions, at least twenty per centum (20%) of such annual contributions; and,

WHEREAS, the United States Housing Act of 1937, as amended, further provides that no annual contributions shall be made and the USHA shall enter into no contract guaranteeing any annual contribution in connection with the development of any low-rent housing or slum clearance project involving the construction of new dwellings unless the project includes the elimination by demolition, condemnation and effective closing, or the compulsory repair or improvement of unsafe or insanitary dwellings situated in the locality or

metropolitan area or the project substantially equal in number to the number of newly constructed dwellings provided by the project; and,

WHEREAS, Section 3 of the Local Housing Authority Law (Chapter 19, Laws of New Jersey, 1938) provides that the clearance, replanning and reconstruction of the areas in which insanitary or unsafe housing conditions exist and the providing of safe and sanitary dwelling accommodations by any public body for persons of low income are public uses and purposes for which public money may be spent and private property acquired and are governmental functions of State concern; and,

WHEREAS, Section 21 of the Local Housing Authorities Law (Chapter 19, Laws of New Jersey, 1938) provides that all housing projects of a housing authority, including all property of the public body or bodies or housing authority or authorities comprising such housing projects, are declared to be public property devoted to an essential public and governmental purpose; that all such public property devoted to such a public purpose shall be exempt from all taxes and special assessments of the State or any political subdivision thereof as long as such public property remains under exclusive control and jurisdiction of a housing authority or public body which owns or holds such property; provided, however, that in lieu of such taxes, the public body which owns or holds such property may agree to make payments to a political subdivision for the services, improvements or facilities furnished by it for the benefit of a housing project, but in no event shall such payments exceed the amount last levied as the annual tax of such political subdivision upon the property included in said project prior to the time of its acquisition by the aforesaid public body; and,

WHEREAS, the development and administration of the projects in the City will directly benefit the City and the inhabitants thereof by reducing the expenditures of the City for crime prevention and punishment, public health and safety, fire protection and other public services and facilities and by protecting the health, morals and safety of the inhabitants of the City; and,

WHEREAS, Section 6 of the Housing Cooperation Law, (Chapter 20, Laws of New Jersey, 1938) authorizes the City in connection with any housing project, located wholly or partly within the area in which it is authorized to act, to agree with the Authority that a certain sum (in no event to exceed the amount last levied as the annual tax of the said City upon the property included in the project prior to the time of its acquisition by the Authority) or that no sum shall be paid by the Authority in lieu of taxes for any year or period of years; and,

WHEREAS, Section 5 of the Housing Cooperation Law (Chapter 20, Laws of New Jersey, 1938) authorize the City to enter into agreements (which may extend over any period) with the Authority with respect to the furnishing of services and facilities which the City is otherwise empowered to furnish; and,

WHEREAS, the City desires to cooperate with the Authority to the end that it may comply with the requirements of the United States Housing Act of 1937, as amended, and develop and administer low-rent housing and slum clearance projects within the corporate limits of the City,

NOW, THEREFORE, in consideration of the premises it is mutually agreed between the City and the Authority, as follows:

1. The following terms, whenever used in this Agreement, shall have the following meaning:

a. The term "projects" as used in this agreement shall mean any low-rent housing projects now or hereafter undertaken within the City by the Authority with respect to which a contractor contracts to obtain Federal annual contributions have been made, or will be made within one year from the date hereof, with the United States Housing Authority.

b. The term "Federal Annual Contribution" shall mean the amount of annual contribution payable in any year by the USHA under the provisions of the Annual Contributions Contracts to be entered into between the Authority and the USHA with respect to the projects.

c. The term "Local Annual Contribution for any year" shall mean the sum equal to the amount which the City would levy for that year by means of taxes and special assessments for or with respect to the project (including taxes levied for the benefit of the County or the State) if the projects were operated by private enterprise and subject to normal taxation and assessment, less the Local Service Charge which the Authority makes pursuant to the provisions of paragraph 5 of this Agreement.

2. The Authority, if successful in securing financial assistance from the USHA, shall develop and administer the projects in accordance with the terms of any loan and annual contributions contract it may enter into with the USHA.

3. Commencing with the acquisition of any part of the sites of the projects and continuing during the period of physical usefulness of the projects for the purpose of providing dwelling accommodations but in no event less than the number of years during which any of the obligations issued to assist the development of

the projects shall remain outstanding, the City shall not levy, impose, or charge any taxes, special assessments, service fees, charges or tolls against the projects or against the Authority for or with respect to the projects, with the exception of the Local Service Charge as hereinafter provided.

4. The City shall furnish (without cost or charge to the Authority or to the tenants of the projects, with the exception of the Local Service Charge as hereinafter provided) municipal services, improvements and facilities for the projects and the tenants thereof of the same character as those furnished for other dwellings and inhabitants of the City, including but not limited to fire, police, and health protection and services, street maintenance, snow removal, fire hydrant service, the collection and disposal of garbage, trash, and ashes for the projects and the tenants thereof, street lighting, water supply and distribution facilities and sewer service, and school and educational services and facilities. The City shall maintain in good repair and working order any and all municipal facilities provided by it for the use and benefit of the projects and tenants thereof and shall maintain in good repair the streets, roads, and alleys adjacent to or within the boundaries of the projects and used by the public.

5. For the municipal services, improvements, and facilities furnished by the City for the projects and the tenants thereof pursuant to the provisions of paragraph 4 of this Agreement, the Authority shall pay to the City annually in lieu of taxes and in lieu of other fees or charges a sum (hereinafter called the "Local Service Charge") equal to three per centum (3%) of the aggregate income derived by the Authority from shelter rent (being the total of all rents chargeable, excluding the charges for utilities such as heat, electricity, gas

and water) from the projects during the preceding calendar year, such payments to commence on the first day of January next succeeding the date when the projects are physically completed and ready for occupancy and to continue annually thereafter, during the useful life of the projects, provided, however, that the Local Service Charge shall in no event exceed the amount of the tax last levied for the benefit of the City upon the property included in the projects prior to the time of their acquisition by the Local Authority.

6. In the event that the Local Annual Contribution for any year shall be less than twenty per centum (20%) of the Federal Annual Contribution payable in such year and such deficiency is not supplied in cash by the State, the County, the City or other political subdivision, then and in that event the City waives the right to such portion of the Local Service Charge payable by the Authority in such year under the provisions of paragraph 5 of this Agreement as may be necessary to assure that such Local Annual Contribution for that year will be equal, as near as may be, to not less than twenty per centum (20%) of such Federal Annual Contribution.

7. To the extent permitted by the laws of the State, the City, shall (i) zone or rezone to an appropriate residential classification the area in which the projects shall be located, (ii) close and vacate any streets, and alleys within the boundaries of the projects, the land area of which may be necessary in the proper development of the projects and (iii) accept as public streets any streets within or upon the boundaries of the projects which the Authority may construct and dedicate.

8. This Agreement shall continue in full force and effect with respect to the projects so long as the titles

thereto (except for the liens or titles conveyed to the Trustees under the Indenture securing bonds issued to aid in the development of the projects) are held by the Authority or some other public body or agency of the State.

9. This Agreement may be assigned and pledged for the protection and benefit of the holders of any of the bonds issued by the Authority to assist in the development of the projects.

IN WITNESS WHEREOF, The City and the Authority have respectively caused this Agreement to be duly executed in quadruplicate as of the date hereinabove first written.

THE CITY OF NEWARK.

By

.....
Mayor.

ATTEST:

.....
City Clerk.

HOUSING AUTHORITY OF THE
CITY OF NEWARK.

By

.....
Chairman.

ATTEST:

.....
Executive Director.

WHEREAS, Emma Helfer, 381 South Orange Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark for a Plenary Retail Consumption License, and deposited with the Clerk of the said Board on July 27, 1938,

the sum of Five Hundred Dollars (\$500.); and

WHEREAS, Plenary Retail Consumption License No. C 1033 was issued to the said Emma Helfer, 381 South Orange Avenue, Newark, on August 3, 1938; and

WHEREAS, the sum to be paid for the said license on August 3, 1938, was \$454.79, entitling the said Emma Helfer to a refund of \$45.21;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$45.21 be and the said sum is hereby ordered paid to the said Emma Helfer, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Emma Helfer the said sum of \$45.21 for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, Fred Hill, t/a Boston Plaza, 4-6-8 Boston Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Plenary Retail Consumption License, and deposited with the Clerk of the said Board on July 14th, 1938, the sum of Five Hundred Dollars; and

WHEREAS, Plenary Retail Consumption License No. C-1030, was issued to the said Fred Hill, t/a Boston Plaza, 4-6-8 Boston Street, on July 28th, 1938; and

WHEREAS, the sum to be paid for the said license, on July 28, 1938, was \$463.01, entitling the said Fred Hill, t/a Boston Plaza, to a refund of \$36.99;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$36.99 be and the same is hereby ordered paid to the said Fred Hill, t/a Boston Plaza, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Fred Hill, t/a Boston Plaza, the said sum of \$36.99, for the reason hereinbefore set forth:

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, Stanislav Waznik, 9-11 Belmont Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark for a Plenary Retail Consumption License, and deposited with the Clerk of the said Board on July 16, 1938, the sum of Five hundred dollars (\$500.); and

WHEREAS, Plenary Retail Consumption License No. C-1031, was issued to the said Stanislaw Waznik, 9-11 Belmont Avenue, Newark, on July 21, 1938; and

WHEREAS, the sum to be paid for the said License on July 21, 1938, was \$472.60, entitling the said Stanislaw Waznik to a refund of \$27.40;

THEREFORE BE IT RESOLVED,

by the Board of Commissioners of the City of Newark, that the sum of \$27.40 be and the same is hereby ordered paid to the said Stanislaw Waznik, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Stanislaw Waznik the said sum of \$27.40, for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, The Host, Inc., 895 Board Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Plenary Retail Consumption License, and deposited with the Clerk of the said Board on June 30, 1938, the sum of Five Hundred Dollars (\$500.); and

WHEREAS, Plenary Retail Consumption License No. C-1017, was issued to the said The Host, Inc., of 895 Board Street, Newark, on July 14th, 1938; and

WHEREAS, the sum to be paid for the said license on July 14th, 1938, was \$482.19, entitling the said The Host, Inc. to a refund of \$17.81;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$17.81 be and the same is hereby ordered paid to the said The Host, Inc., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said The Host, Inc., the

said sum of \$17.81, for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, Max Kurtz, of 35 Court Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of The City of Newark for a Plenary Retail Consumption License, and deposited with the Clerk of the said Board, on July 29th, 1938, the sum of Five Hundred Dollars (\$500); and

WHEREAS, Plenary Retail Consumption License No. C-1928, was issued to the said Max Kurtz, of 35 Court Street, Newark, on August 12th, 1938; and

WHEREAS, the sum to be paid for the said license on August 12th, 1938, was \$442.46, entitling the said Max Kurtz to a refund of \$57.54;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$57.54 be and the same is hereby ordered paid to the said Max Kurtz and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Max Kurtz the said sum of \$57.54 for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, Sam Mandell, of 699 Frelinghuysen Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Plenary Retail Consumption License, and deposited with the Clerk of the said Board, on July 30, 1938, the sum of Five Hundred Dollars; and

WHEREAS, Plenary Retail Consumption License No. C-1036 was issued to the said Sam Mandell, of 699 Frelinghuysen Avenue, Newark, on August 12, 1938; and

WHEREAS, the sum to be paid for the said license on August 12, 1938, was \$442.46, entitling the said Sam Mandell to a refund of \$57.54;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$57.54 be and the same is hereby ordered paid to the said Sam Mandell and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Sam Mandell the said sum of \$57.54 for the reason hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, Willard E. Reed, Superintendent of Weights and Measures in the Department of Parks and Public Property, has been authorized to attend the State Convention of Weights and Measures Officials, held at Atlantic City, New Jersey, on September 7, 8 and 9, 1938, and has incurred an expense of Twenty-five Dollars (\$25.00) in connection with his attendance thereof as a representative of the said Department of Weights and Measures;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the sum of Twenty-five Dollars (\$25.00) be and is hereby appropriated to Willard E. Reed, Superintendent of Weights and Measures in the Department of Parks and Public Property, for expenses incurred in connection with his attendance at the State Convention of Weights and Measures Officials, held at Atlantic City, New Jersey, on September 7, 8, 9, 1938; and the Director of the Department of Revenue and Finance be and is hereby authorized to make appropriation of same out of the appropriation for said Department of Parks and Public Property.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, on March 31, 1928, the City of Newark entered into a cer-

tain lease for the use of hangar and airport facilities with Colonial Western Airways, Inc., which lease was for a period of ten years, commencing August 1, 1928; and

WHEREAS, American Airlines, Inc., has been the successor of said Colonial Western Airways, Inc., and has up to August 1, 1938, operated under said lease as the lessee of the City of Newark, and whereas the said lease expired on August 1, 1938; and

WHEREAS, the Director of the Department of Public Affairs, having supervision over the Newark Airport, deems it advisable to enter into a monthly tenancy agreement with the said American Airlines, Inc.,

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs be, and he is hereby authorized to enter into a monthly tenancy agreement, effective as of August, 1938, with the American Airlines, Inc., for the use and occupation of the hangar or portion thereof, and for the use and occupation of the Airport, upon the following charge basis, to wit:—

Gasoline—1c per gallon; Oil—4c per gallon.

Passengers—12½c per passenger traveling up to 200 miles.

25c per passenger traveling up to 400 miles.

37½c per passenger traveling up to 600 miles.

50c per passenger traveling over 600 miles.

Mail—½c per pound up to 1,500 pounds; ¼c per pound above 1,500 pounds (per day);

Express—3c per pound up to 1,500 pounds; 4c per pound above 1,500 pounds (per day);

Also the sum of \$744.62, payable in advance on the first day of each and every month for hangar rent.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, The City of Newark is the owner of a building at 221-223-225 Mulberry Street; and

WHEREAS, the Director of the Department of Parks and Public Property has determined that the said building is in great disrepair and therefore unsafe and unsuitable for rental purposes, and in its present condition is not available for public use, and the building should be removed;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for sealed proposals covering the razing, wrecking and removal of the said building at 221-223-225 Mulberry Street, Newark, New Jersey; bids to be received at the office of the said Director of the Department of Parks and Public Property at such time and on such date as he shall in said advertisement designate, and he shall have the right to reject any and all bids received and to execute a contract for the razing, wrecking and removal of the said building; said contract to be ap-

proved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, The City of Newark is the owner of a building at 229 Mulberry Street; and,

WHEREAS, the Director of the Department of Parks and Public Property has determined that the said building is in great disrepair and therefore unsafe and unsuitable for rental purposes, and in its present condition is not available for public use, and the building should be removed;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for sealed proposals covering the razing, wrecking and removal of the said building at 229 Mulberry Street, Newark, New Jersey; bids to be received at the office of the said Director of the Department of Parks and Public Property at such time and on such date as he shall in said advertisement designate, and he shall have the right to reject any and all bids received and to execute a contract for the razing, wrecking and removal of the said building; said contract to be approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, The City of Newark is the owner of a building at 231 Mulberry Street; and

WHEREAS, the Director of the Department of Parks and Public Property has determined that the said building is in great disrepair and therefore unsafe and unsuitable for rental purposes, and in its present condition is not available for public use, and the building should be removed;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark, that the Director of the Department of Parks and Public Property be and he is hereby authorized to advertise for sealed proposals covering the razing, wrecking and removal of the said building at 231 Mulberry Street, Newark, New Jersey; bids to be received at the office of the said Director of the Department of Parks and Public Property at such time and on such date as he shall in said advertisement designate, and he shall have the right to reject any and all bids received and to execute a contract for the razing, wrecking and removal of the said building; said contract to be approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Meats (Institutions and Lodging House) for use in the Department of Public Works.

Bids to be received from 10:00 to 10:15 A. M. (DST) on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Cinders, for use in the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. (DST) on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, that Frank Crann General Inspector at \$2,280.00 per annum, and George J. Koelzer, General Inspector at \$2,500.00 per annum, in the Bureau of Streets, Department of Public Affairs, whose names have been certified by the Civil Service Commission as being eligible for appointment to the position of Supervising Inspector, be and they hereby are appointed to the position of Supervising Inspector in the Department of Public Affairs, Bureau of Streets, at the same compensation now being received by them, effective September 16, 1936.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, that Anna E. Miner Purchase Clerk in the Department of Central Purchase, be and she is hereby granted a leave of absence without pay from September 16th, 1938, for a period of three (3) months.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, the passing of Joseph M. Byrne, for sixteen years a member of the Board of Education and in his later years Tax Receiver of the City of Newark, has bereft the

City of one of its most conscientious and energetic officials; and

WHEREAS, the personal attributes of sympathy, tolerance and idealism so exemplified in both the official and social contacts of Joseph M. Byrne served to establish a high standard of emulation for those associated with him; and

WHEREAS, the activities of Joseph M. Byrne in the field of public education and in the realm of organized labor were so characterized by his personal integrity and conscientious effort, that his death has left a lamentable void in our civic life; therefore be it

RESOLVED, that the Board of Commissioners of the City of Newark with the adoption of this resolution, pay a deserving tribute to one who so assiduously and industrially worked for the common good, and express the heartfelt sympathy of the members of this Board collectively and individually in behalf of the citizens of the City of Newark to the surviving members of the family of the late Joseph M. Byrne, and be it further

RESOLVED, that a copy of this resolution be embossed and presented to the family of Joseph M. Byrne as a permanent record of the appreciation in which his sterling worth was appraised and his memory cherished by his co-workers and those who had the good fortune to have known him.

Meyer C. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mrs. Ernest Giordano (Antonio Musto, owner) for the storage and distribution of milk in a Second Residence District; premises 78-80 Aldine Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The City Clerk: This matter was referred to Director Duffy by direction of this Board under date of September 9. I have this communication over the signature of Matthew J. Bolger, Inspector of Police, Commanding Traffic Division.

(The City Clerk read the report).

Mayor Ellenstein: There isn't anything more to add to what has already been said at the last meeting.

Mr. Abram Brody: As far as the applicant is concerned, no.

Mr. Harry Vogel, 311 Clinton Place, appeared and objected to the granting of this permit on the ground that this is a restricted neighborhood.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Franklin: I move concurrence with the Zoning Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., September 13, 1938.

The Board of Commissioners of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*35-41 Raymond Plaza West; Kim Parking Stations, Inc.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending July 28, 1939;

*64-66 Mulberry Street; Raynei Auto Service; renewal of permit for automobile parking station and one stationary gasoline pump;

258-260 South Twentieth Street; Mrs. Carl F. Semon; in 2nd residence district the construction of a one-story building for manufacturing purposes; (No objectors).

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

Received, copy to be sent to each
Commissioner and further action
postponed to September 21, 1938.

The City Clerk: There are two of
these that are renewals and can be
disposed of at this time under a sus-
pension of the rules.

Commissioner Franklin: I so move
you.

Mayor Ellenstein: All in favor of
the motion that the rules be suspend-
ed in these matters of renewals will
signify by saying aye.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

Commissioner Franklin offered the
following resolutions:

WHEREAS, on an appeal to the
Board of Adjustment from the rul-
ing of the Zoning Enforcement Offic-
er the said Board, after having consid-
ered the same, recommended in writ-
ing to the Board of Commission-
ers of the City of Newark that the
following structure or use be allowed:

Application of Kim Parking Sta-
tions, Inc. (Bessie V. Katzin, own-
er); for the renewal of permit for
automobile parking station; prem-
ises 35-41 Raymond Plaza West;
such use to be limited to the period
of one year ending July 28, 1939.

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board of
Commissioners of the City of Newark
that said recommendations of the

Board of Adjustment be and the
same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any per-
son who desires to be heard in oppo-
sition to this application?

(No response).

Commissioner Duffy: I move con-
currence in the recommendation of
the Board.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

WHEREAS, on an appeal to the
Board of Adjustment from the ruling
of the Zoning Enforcement Officer
the said Board, after having consid-
ered the same, recommended in writ-
ing to the Board of Commissioners
of the City of Newark that the fol-
lowing structure or use be allowed:

Application of Rayner Auto Ser-
vice (Gertrude E. Hummel, own-
er); for the renewal of permit for
automobile parking station and one
stationary gasoline pump; prem-
ises 64-66 Mulberry Street; such
use to be limited to the period of
one year ending September 23,
1939;

AND the matter having been con-
sidered by this Board;

IT IS RESOLVED, by the Board
of Commissioners of the City of
Newark that said recommendations
of the Board of Adjustment be and
the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move concurrence in the recommendation of the Zoning Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne. I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
JOS. M. Byrne, Jr.
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., September 21, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Daylight Saving Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The City Clerk then read the minutes in full.

Commissioner Franklin: I move the minutes as read be approved.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move that the public hearing be deferred for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the acceptance by the City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as Lots 25 and 27, Block 107, on the City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of 10 years, with an option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey, 1937, Title 54: 4-109-113, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move the ordinance be laid over for one week.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Thirty Thousand, Five Hundred Seventy-seven Dollars and Twenty-two Cents (\$30,577.22) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency.....\$30,577.22

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Thirty-eight Dollars and Thirty-three Cents (\$338.33) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Advertising Tax Sale\$338.33

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Thousand Five Hundred One Dollars and Ninety-three Cents (\$20,501.93) be and the same is hereby appropriated to the City Treasurer, as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from September 1st to 15th, 1938, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Auditor's Office	1,970.00
Treasurer's Office	868.86
Tax Receiver	2,642.85
Arrears of Personal Taxes	1,876.96
Board of Assessment and	
Revision of Taxes	7,628.43
Revaluation Bureau	404.14
Assessments for Local Im-	
provements	869.98
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	\$ 20,501.93

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-one Dollars and Ten Cents (\$51.10) be and the same is hereby appropriated to the person named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Electrical Division\$51.10

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-four Thousand, One Hundred Thirty Dollars and Forty-two Cents (\$224,130.42) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from September 1st to 15th, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	1,897.48
First Criminal and Fam-	
ily Courts	1,187.45
Second Criminal Court	506.23
Third Criminal Court	354.16

Night Police Court	312.49
Police Division	\$132,629.23
Fire Division	82,474.65
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	\$224,130.42

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, One Hundred Ninety-two Dollars and Fifty-nine Cents (\$3,192.59) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending September 14th and September 17th, 1938, as follows:

Shade Tree	\$2,048.59
Public Buildings	1,144.00
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	\$3,192.59

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand, Two Hundred Nine Dollars and Twenty-nine Cents (\$11,209.29) be and the same is hereby

appropriated to the City Treasurer same being the semi-monthly payrolls of the Department of Parks and Public Property from September 1st to September 15th, 1938, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Municipal Farmers' Market	116.66
Centre Market	96.00
Weights and Measures	481.66
Printing and Stationery	180.00
Shade Tree	1,457.49
W. P. A. Project No. 1485-7	145.83
Public Buildings	7,697.50
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	\$ 11,209.29

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-one Thousand, One Hundred Forty-nine Dollars and Three Cents (\$31,149.03) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending Sept. 14, 1938:

Newark Airport	\$ 1,786.20
Bureau of Motors	2,236.08
Bureau of Streets	1,784.76
Bureau of Sewers	919.66
House Sewer Connections	317.45
Bureau of Street Cleaning	14,664.34

Street Construction	394.52
Bureau of Docks	735.20
Bureau of Water	8,310.82
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	\$ 31,149.03

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand, One Hundred Forty-six Dollars and Forty-Five Cents (\$12,146.45) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Inter-Departmental Department from September 1st to September 15th, 1938, as follows:

Law Department	\$ 3,831.60
City Clerk	3,054.07
Election Bureau	370.00
First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment	460.00
Central Purchase	2,147.48
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	\$ 12,146.45

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand, Fifty-two Dollars and Twenty-one Cents (\$7,052.21) be and the same is hereby appropriated

to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

Elections	\$7,052.21
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M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-one Thousand, Twenty-eight Dollars and Seventy-six Cents (\$91,028.76) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of September, 1938, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	22,980.73
Newark City Hospital	23,455.67
Convalescent Hospital	1,930.82
Newark City Home	3,250.85
Bureau of Baths	5,345.94
Newark City Alms House	2,667.15
Ivy Hill Power Plant	2,844.42
Outdoor Poor Department	1,945.82
Emergency Relief Administration	25,040.71
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	\$ 91,028.76

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED That the sum of Fifty-eight Thousand, Eight Hundred Seven Dollars and Ninety-six Cents (\$58,807.96) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$ 2,332.23
Newark Airport	3,106.13
Surveys	69.87
Docks	1,678.28
Public Lighting	31,182.95
Motors	7,699.30
Water	6,505.51
Sewers	836.19
House Sewer Connections..	393.23
Director's Office	13.32
Street Cleaning	4,990.95
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	\$ 58,807.96

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas:Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-eight Dollars and Seventy-three Cents (\$58.73) be, and the same is hereby appropriated to the person named on the annexed certified list, being the bill and claim of the Department of Inter-Department Departments, as follows:

Department of Central	
Purchase	\$58.73

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas:Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-one Thousand, Nine Hundred Ninety-five Dollars and Twenty-one Cents (\$41,995.21) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period Sept. 1st-Sept. 15th, 1938:

Director's Office	\$ 1,439.57
Newark Airport	2,567.49
Bureau of Lighting	420.00
Bureau of Streets	2,939.95
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,219.08
Bureau of Surveys	3,156.66
Engineering Division	1,028.33
Bureau of Motors	1,927.63
Bureau of Water	19,555.32
Bureau of Docks	1,007.50
Newark Labor Relations	
Board	238.33
City Railway	854.16
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	\$ 41,995.21

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas:Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Three Hundred Eighty-three Dollars and Ninety-five Cents (\$383.95) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Administration\$383.95

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-three Thousand, Thirty-nine Dollars and Thirty Cents- (\$33,039.30), be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 25,022.35
Convalescent Hospital	2,937.70
Band Concerts	811.00
Bureau of Baths	3,758.25
Newark City Home	510.00
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	\$ 33,039.30

Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Six Hundred Seventy-five Dollars (\$675.00) be and the same is hereby appropriated to the persons named, on the annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Administration\$675.00

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled, "An Ordinance providing for the issuance of \$250,000 Street Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on August 23, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$250,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the

ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of The City of Newark for the purpose of constructing water mains in certain public streets and roads in said City," adopted by the Board of Commissioners on August 23, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$85,000 and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, that each of said note shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby

authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the City of Newark issued an official tax search to Francis P. Meehan on property 18 Newark Street, for the Home Owner's Loan Association;

AND WHEREAS, an error in the posting of Taxes for the second half of the year 1932 amounting to \$77.90 was posted to Lot 16, which should have been applied to Lot 19;

THEREFORE BE IT RESOLVED, that the Comptroller be and he is hereby authorized to cancel from the records the balance of Taxes 1932 amounting to \$77.90.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, Federal Parking Company is the Tenant, in occupancy of certain premises, situate at 30-34 Franklin Street, and 45-55 Green Street, Newark, N. J., under a certain lease, between it and The City of Newark, as owner, dated September 1, 1937; and,

WHEREAS, certain space, a part of said premises, has been deemed necessary for the carrying out of a certain W. P. A. project by The City of Newark, for the Repairs to Police Headquarters, in the installation of a lift and scaffold during such W. P. A. work; and,

WHEREAS, the Tenant and The City have agreed that the sum of \$50, to be deducted from the rent, will constitute full payment for the taking and use by the City of the aforesaid space, and for the purpose aforesaid; and,

WHEREAS, the Director of the Department of Parks and Public Property deems the payment to be a proper change, and shall constitute the only allowance or reduction to be made during the term of said lease, and which the Tenant agrees to in consideration of the payment aforesaid;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark that in consideration of and in full payment a reduction of \$50 is hereby allowed the Federal Parking Company in the rent due under a certain Lease, Between said Federal Parking Company and The City of Newark, for the use of a part of the premises occupied by the Tenant thereunder, all as hereinbefore set forth; and the Tenant may

deduct said sum of \$50 from a subsequent monthly payment of rent; nothing contained therein, however, shall be deemed to change the terms of the aforesaid lease.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering one (1) or more electrically heated, thermostatically insulated and controlled food conveyors, for the Newark City Hospital.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to ad-

vertise for sealed proposals for furnishing and delivering Forage, Concrete, Cement and Stone, for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, the 27th National Safety Congress is to be held in Chicago, Illinois, October 10th to October 14th, inclusive; and

WHEREAS, Matthew J. Bolger, Inspector of Police, Police Division, Department of Public Safety, has been studying traffic regulation and control for the City of Newark; and

WHEREAS, it is the opinion of the Board of Commissioners that the participation of said Inspector Matthew J. Bolger at said Congress would insure to the benefit of not only the Department of Public Safety, but also the citizens of the City of Newark because of the exchange of ideas and views in regard to traffic control, regulation and accident prevention methods used throughout the United States;

NOW, THEREFORE, BE IT RESOLVED, that the Director of the Department of Public Safety be and he is hereby authorized to arrange for said Inspector Matthew J. Bolger to attend the 27th National Safety Congress in Chicago, Illinois, from

October 10th to October 14th, inclusive, 1938, and that the expenses incurred by said Inspector Bolger, while in attendance at said Congress for meals, lodging and transportation, be paid upon same being approved by the Director of the Department of Public Safety.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mrs. Carl F. Seimon, owner; for the construction of a one-story building for manufacturing purposes; premises 258-260 South Twentieth Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Nays: Commissioners Murphy.

The following communication was received and read:

Board of Adjustment

Newark, N. J., September 20, 1938

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

207 Ridgewood Avenue, Excelsior Building & Loan Association, owner; in a 1st business district the manufacture of window screens — (No objectors);

267-271 Sixteenth Avenue, Betty Block; in a 2nd business district an automobile parking station and automobile repair shop in rear of present gasoline station; same to be operated and maintained in conformity with the rules of this Board; such use to be limited to

the period ending one year from date of approval by the Board of Commissioners;

*422-424 Plane Street; William Smith, renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 26, 1939;

*603-605 Sandford Avenue; Arthur J. Holle, renewal of permit for funeral home;

28 Summer Avenue; First Ward Service Station, Inc., owner; in a 1st industrial district an addition to existing gasoline station;

314-316 North Fourth Street, Newark Skating Club, Inc.; in a 3rd residence district the conversion of a garage to a roller skating rink;

450 Ferry Street; Harry Gomburg, in a 2nd business district the establishment of a lunch wagon.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin,
Secretary

(The above matter to be heard by the Board of Commissioners at its meeting of September 21, 1938).

Copy to be sent to each Commissioners and further action postponed to September 28, 1938.

Commissioner Franklin: I move the rules be suspended in the cases of the two renewals.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of William Smith (The Drew Company, owner); for the renewal of permit for automobile parking station; premises 422-424 Plane Street; such use to be limited to the period of one year ending September 26, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move to concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling

ing of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Arthur J. Holle (Estate of Rudolph Heller, owner); for the renewal of permit for funeral home; premises 603.605 Sandford Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Byrne: I move to concur to the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Mayor Ellenstein: The other five matters submitted by the Adjustment Board will take the usual course and be heard one week from today on September 28.

I want to bring to the attention of the commissioners that there will be an informal conference on Friday

morning, at 10 30 without any further notices.

Commissioner Byrne offered the following resolution:

WHEREAS, Triangular Realty Company is the Tenant of the City, in occupancy, as a parking station of premises situate at Nos. 1048-1078 Raymond Boulevard, Newark, N. J. under a certain lease dated February 2, 1938, at an annual rental of \$18,504; and,

WHEREAS, the Tenant is unable to meet the rental requirements because the parking rates in the immediate vicinity were 25c at the time the Tenant made its bid, and since the competing stations have reduced the rate to 15c, which makes it impossible for the tenant to compete and get the rental; and

WHEREAS, because of such competition, rate situation and other prevailing unforeseen costs, the tenant requests that the annual minimum guarantee payment on account of rent be reduced to 16,500 per year, commencing October 15th, 1938, and for the balance of the term of said lease;

WHEREAS, said proposed reduced annual payment is higher than the next highest bid made at the time of the execution of the afore said lease; and

WHEREAS, the Director of the Department of Parks and Public Property deems it for the best interests of the City to grant the requested reduction;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the annual minimum guarantee payment on account of rent provided for under the terms of a certain lease, between The City of Newark and Triangular Realty Company, dated February 2, 1938, be

and the same is hereby reduced from \$18,504 per year to \$16,500 per year, and for the reasons above stated; the reduced annual minimum guarantee payment on account of rent reserved under said lease, to commence October 15, 1938; but nothing contained herein shall be deemed to change the rental provision otherwise than as herein stated, or the terms of the said lease; and

BE IT FURTHER RESOLVED, that this resolution shall constitute a part of said lease, and the City Clerk is hereby directed to mail a certified copy of this Resolution to the tenant, addressed to it, at the demised premises, registered mail, and to file a certified copy with the lease in his office, and in the office of the Auditor of Accounts of the City of Newark.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN.

The Board of Commissioners of
the City of Newark, N. J.

H. S. REICHSTEIN,
City Clerk.

Newark, N. J., September 28, 1938

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 o'clock, A. M., Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk then read the minutes in full.

Commissioner Franklin: I move that the minutes be approved as read.

The roll being called, the motion was declared adopted by the following votes:

The City Clerk presented "An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move that the ordinance be laid over until October 4th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented "An Ordinance authorizing the acceptance by the City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as Lots 25 and 27, Block 107, on the City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of 10 years, with an option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey 1937, Title 54: 4-109-113" and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that the ordinance be laid over until October 4th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of One Thousand Four Hundred Fifty-three Dollars and Eighteen Cents (\$1,453.18) be and the same is hereby appropriated to the City Treasurer, same being overtime payrolls of the Department of Revenue and Finance from July 29th to September 13th, 1938, as follows:

Advertising tax sale	\$ 957.52
Advertising tax sale	495.66
	<hr/>
	\$ 1,453.18

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Six Hundred Seven Dollars and One Cent (\$1,607.01) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$1,607.01

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-nine Thousand, Six Hundred Twenty-five Dollars and One Cent (\$49,625.01) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$49,625.01

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-three Dollars and Twenty Cents (\$53.20) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$31.35
Comptroller's Office	20.00
Advertising Tax Sale	1.85
	<hr/>
	\$53.20

Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Three Thousand, One Hundred Eighteen Dollars and Fifty Cents (\$3,118.50) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Home	\$1,335.81
Ivy Hill Power Plant	1,782.66
	<hr/>
	\$3,118.50

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Forty-eight Thousand, One Hundred Fifty-nine Dollars and Twenty-four Cents (\$448,159.24) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Direct \$448,159.24

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Three Hundred Forty Dollars (\$1,340.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$1,340.00

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Thirty-seven Dollars and Fifty Cents (\$337.50), be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—
Administration\$337.50

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Thousand, Three Hundred Fifty Dollars (\$9,350.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

W. P. A. Sewing Project
No. 336-7\$9,350.00

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy.
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Nine Hundred Forty-five Dollars
(\$945.00) be and the same is hereby
appropriated to the persons named
on annexed certified list, being the
bills and claims of the Department of
Public Works, as follows:

Emergency Relief—
Administration\$945.00

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Duffy, Frank-
lin, Murphy, Mayory Ellenstein.

Not Voting: Commissioner Byrne.

Mayor Ellenstein offered the fol-
lowing resolutions:

RESOLVED: That the sum of
Eighty-seven Dollars and Seventeen
Cents (\$87.17) be and the same here-
by is appropriated to the persons
named, as per certified list attached,
being the gross amount of bills con-
tracted and chargeable to the Depart-
ment of Public Affairs, as follows:

Newark Airport\$57.50
Docks 29.67
\$87.17

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
(Without prejudice)
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of
Four Hundred Fifty-three Dollars
and Fifty-seven Cents (\$453.57) be
and the same hereby is appropriated
to persons named, as per certified list
attached, being the gross amount of
bills contracted and chargeable to the
Department of Public Affairs, as fol-
lows:

Care and Relief of Indigent
Children \$453.57

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Seven Hundred Dollars (\$700.00) be
and the same hereby is appropriated
to the persons named, as per certified
list attached, being the gross amount
of bills contracted and chargeable to
the Department of Public Affairs, as
follows:

Water\$700.00

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Thirty-one Thousand, Sixty-nine Dollars and Eighty-seven Cents (\$31,069.87) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending Sept. 21, 1938:

Newark Airport	\$ 1,788.60
Bureau of Motors	2,226.26
Bureau of Streets	1,686.14
Bureau of Sewers	944.94
House Sewer Connections	303.48
Bureau of Street Cleaning	14,673.04
Street Construction	368.00
Bureau of Docks	768.00
Bureau of Water	8,310.81
	<hr/>
	\$ 31,069.87

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
(Without prejudice)
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED: That the sum of Three Thousand, Three Hundred Forty-two Dollars and Sixty-four Cents (\$3,342.64) be and the same is hereby appropriated to the City Treasurer, same being the weekly payroll of the Department of Parks and Public Property for weeks ending September 21st and September 24th, 1938, as follows:

Shade Tree	\$2,178.64
Public Buildings	1,164.00
	<hr/>
	\$3,342.64

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance; NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on September 7, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$125,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the

Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director he and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and

the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance; NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$125,000 Sewer Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on August 31, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$125,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six month after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes

either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance; NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$200,000 Water Bonds of the City of Newark and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on August 31, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$200,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate

which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance; NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled, "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of enlarging and extending the sanitary and storm water sewer system of said City," adopted by the Board of Commissioners on October 6, 1937, Bond Anticipation Notes of said City of the aggregate principal amount of \$50,000.00 and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum;

FUTHER RESOLVED, that the \$50,000.00 of money borrowed by the issuance of said notes shall be used to pay the outstanding \$50,000.00 Bond Anticipation Notes payable on the 30th day of September, 1938, heretofore issued pursuant to said ordinance;

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue

said notes in such form as they may adopt in conformity with law and to resite therein that all requirements and conditions of law have been complied with in the issuance of said notes and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey;

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law;

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance; NOW, THEREFORE,

BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that there shall be issued at this

time, pursuant to the ordinance entitled, "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of resurfacing public streets and roads in said City," adopted by the Board of Commissioners on October 6, 1937, Bond Anticipation Notes of said City of the aggregate principal amount of of \$200,000.00, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum;

FURTHER RESOLVED, that the \$200,000.00 of the moneys borrowed by the issuance of said notes shall be used to pay the outstanding \$200,000.00 Bond Anticipation Notes, payable on the 30th day of September, 1938, heretofore issued pursuant to said ordinance;

FURTHER RESOLVED, that each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey;

FURTHER RESOLVED, that the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either

at one time or from time to time in the manner provided by law;

FURTHER RESOLVED, that said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, Star Bowling & Billiard Academy, Inc., of 37-39 William Street, Newark, N. J., filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Plenary Retail Consumption License, and deposited with the Clerk of the said Board, on July 29, 1938, the sum of Five hundred dollars (\$500); and

WHEREAS, Plenary Retail Consumption License was issued to the said Star Bowling & Billiard Academy, Inc., of 37-39 William Street, Newark, New Jersey, on September 8, 1938; and

WHEREAS, the sum to be paid for the said license on September 8, 1938, was \$406.89, entitling the said Star Bowling & Billiard Academy, Inc., to a refund of \$93.11;

THEREFORE BE IT RESOLVED,

the Board of Commissioners of the City of Newark that the sum of \$93.11 be and the same is hereby ordered paid to the said Star Bowling & Billiard Academy, Inc., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Star Bowling & Billiard Academy, Inc., the said sum of \$93.11, for the reason hereinbefore set forth.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

WHEREAS, Julius Citron, 595 Broad Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Plenary Retail Distribution License, and deposited with the Clerk of the said Board, on July 30, 1938, the sum of Five hundred dollars (\$500); and

WHEREAS, Plenary Retail Distribution License D-187 was issued to the said Julius Citron, 595 Broad Street, Newark, on September 8, 1938; and

WHEREAS, the sum to be paid for the said license on September 8, 1938, was \$406.89, entitling the said Julius Citron to a refund of \$93.11:

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$93.11 be and the same is hereby ordered paid to the said Julius Citron and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Julius Citron the said

sum of \$93.11 for the reason hereinbefore set forth.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Carmine Cuozzo, t/a Royal Bowling Alleys, 73 Bloomfield Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Plenary Retail Consumption License, and deposited with the Clerk of the said Board, on July 29, 1938, the sum of Five hundred dollars (\$500.); and

WHEREAS, Plenary Retail Consumption License was issued to the said Carmine Cuozzo, t/a Royal Bowling Alleys, of 73 Bloomfield Avenue, Newark, on August 12, 1938; and

WHEREAS, the sum to be paid for the said license on August 12, 1938, was \$443.88, entitling the said Carmine Cuozzo, t/a Royal Bowling Alleys, to a refund of \$56.12;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$56.12 be and the same is hereby ordered paid to the said Carmine Cuozzo, t/a Royal Bowling Alleys, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Carmine Cuozzo, t/a Royal Bowling Alleys, the said sum of \$56.12 for the reason hereinbefore set forth.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein offered the following resolution:

WHEREAS, Public Service Coordinated Transport has submitted a proposition for the payment of rental for use of the City Railway for the period commencing June 20, 1937 all of which is contained in a letter dated September 9, 1937, attached hereto and made a part hereof;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the proposition of Public Service Coordinated Transport, as set forth in the letter attached hereto and made part hereof, for the payment of the sum of \$120,000 per year, commencing June 20, 1937, and in the manner stated, for the use of City Railway, be and the same is hereby accepted; and the Director of the Department of Public Affairs and the City Clerk be and they are hereby directed to accept on behalf of The City of Newark, the proposition contained in said letter, as the agreement between the City of Newark and Public Service Coordinated Transport for the purpose therein set forth; but nothing contained therein shall be deemed to otherwise constitute a change or waiver of any of the terms and conditions of the agreement for such use and operation of said Public Service Coordinated Transport of City Railway or any rights of the City under existing agreements.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Commissioner Franklin offered the following resolution:

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized to issue an order for the following extra work on the structural steel and miscellaneous ironwork on the Newark City Hospital alteration in connection with the elimination of the existing fire hazards. For this extra work the New Jersey Iron & Steel Construction Company submitted a bid of Four hundred eighty dollars (\$480.00) The original copy of the architect's letter and the bid of the New Jersey Iron & Steel Construction Company is herewith attached.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein offered the following resolutions:

WHEREAS, on July 22, 1938, the Civil Service Commission made an Order restoring Patsy Vertorano to his position as Laborer, in the Bureau of Street Cleaning, Refuse Col-

lection Division, and setting aside his dismissal as of May 25, 1938; and

WHEREAS, pursuant to said Order said Patsy Vertorano was restored to his position on July 28, 1938; and,

WHEREAS, it appears that he was absent from work by reason of the above from May 26, 1938, to July 27, 1938, during which period he received no compensation; and,

WHEREAS, suit has been instituted by said Patsy (Pasquale) Vertorano against The City of Newark, in the First District Court of the City of Newark, to recover payment of his wages during the period aforesaid; and

WHEREAS, it appears that the salary of said Vertorano was fixed at the sum of \$28.80 per week, and that he has been deprived of his wages, in the amount of \$259.20; and,

WHEREAS, in the opinion of the Law Department said Vertorano is entitled to receive said back wages;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark that the case of Pasquale Vertorano against The City of Newark, pending in the First District Court of the City of Newark, be settled by the payment to said plaintiff of the sum of \$275.84, being the amount due him for back wages plus costs of suit; and the Director of the Department of Revenue and Finance is hereby authorized to make the necessary payment upon receipt of proper release and discontinuance of said action, approved by the Law Department.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on July 22, 1938, the Civil Service Commission made an Order restoring Joseph De Santo to his position as Laborer, in the Bureau of Street Cleaning, Refuse Collection Division, and setting aside his dismissal as of May 26, 1938; and,

WHEREAS, pursuant to said Order said Joseph De Santo was restored to his position on July 28, 1938; and,

WHEREAS, it appears that he was absent from work by reason of the above from May 26, 1938, to July 27, 1938, during which period he received no compensation; and

WHEREAS, it appears that the salary of said De Santo was fixed at the sum of \$28.80 per week, and that he has been deprived of his wages, in the sum of \$259.20; and

WHEREAS, in the opinion of the Law Department said De Santo is entitled to receive said back wages;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the sum of \$259.20 be paid to the said Joseph De Santo, being the amount due him for back pay, and the Director of the Department of Revenue and Finance is hereby authorized to make the said payment.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, The City of Newark has attained the highest public honors at the annual health contest for outstanding health achievements for the year 1937; and,

WHEREAS, the American Public Health Convention, to be held at Kansas City, Mo., on October 25, 1938, is to make a special award to The City of Newark, by reason thereof; and

WHEREAS, there has been awarded to The City of Newark by the American Chamber of Commerce and the American Public Health Association a special honorable certificate for high standards of health procedures in the City of Newark;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of The City of Newark that Dr. Charles V. Craster, Health Officer, be and he is hereby authorized to proceed to Kansas City, Mo., on October 25, 1938, to be present at the meeting of the American Public Health Association, and to receive said award, on behalf of The City of Newark; and there is hereby appropriated \$200 to cover the expense of said trip, which are not to exceed said sum of \$200; and the Director of Revenue and Finance is hereby authorized and directed to pay said sum of \$200 hereby appropriated for the purpose aforesaid.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark, that the application made by Political Club Maddeoniesh, which is attached hereto and made a part hereof, for the display of fireworks in the City of Newark, on Sunday, October 2nd, 1938, at time and place stated in application, be and the same is hereby approved, and permission granted, subject to the provisions of Chapter 3, Title 21, Revised Statutes of New Jersey, and the Director of the Department of Public Safety be and he is hereby authorized to issue such permit upon the filing with the said Director, of a bond in the sum of \$2,500; approved as to form by the Law Department, and the City Clerk be and he is hereby directed to forward a copy of said application, together with a copy of said permit, to the Bureau of Explosives of the Department of Labor.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, that the following bond be and the same is hereby approved as to sufficiency:

Political Club Maddenesh, for display of fireworks at 51 Seventh Avenue, Newark, on October 2nd, 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from ruling the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Excelsior Building & Loan Association, owner; for the manufacture of window screens in a 1st business district; premises 207 Ridgewood Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Franklin: I move we

concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed.

Application of Betty Block (Gerber Holding Co., owner); for automobile parking station and automobile repair shop in rear of present gasoline station in a 2nd business district; premises 267-271 Sixteenth Avenue; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period of one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of First Ward Service Station, Inc., owner; for an addition to existing gasoline station in a 1st industrial district; premises 28 Summer Avenue; on condition that no repairing is to be done on the premises;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Newark Skating Club, Inc.; (George Ciccone, owner); for the conversion of a garage to a roller skating rink in a 3rd residence district; premises 314-316 North Fourth Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendation of the Board of Adjustment be and the same are hereby approved.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

What is this, turning this into a skating rink

Mr. Rankin: Yes. They are putting in a maple floor.

Mr. William Umscheid, 281 North 5th Street: We object to this skating rink. I understand you are about to grant a permit for roller skating, 4th and 5th Street, 15 and 16 number. Mr. Mayor, I represent 23 taxpayers, petition, signed their names. Out of those 23 within 200 feet, they pay an average of fifty-seven hundred and some-odd dollars tax. I would like to

ask you Commissioners first, is there any such a thing in the City of Newark as roller skating today.

Mayor Ellenstein: I think there is a roller skating rink at Dreamland Park on Frelinghuysen Avenue.

Mrs. I. M. Gavin, 295 North 5th Street, appeared and objected to the construction of this skating rink.

Mrs. Josephine Rokohl, 299 North 5th Street; William D. Labaugh, 304 North 5th Street; Mrs. Hattie Banse, 216 6th Avenue, also appeared and objected to the construction of this skating rink.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Duffy: In order to put it before the house, I move non-concurrence.

Commissioner Franklin: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne was out of the room and Commissioner Murphy made the following statement:

Commissioner Murphy: I would like to say the reason I am not declared is the fact I am not voting on account of the court cases, but this will probably be the last time. From now on I think I will probably be eligible to vote.

Mayor Ellenstein: You always were eligible; you disclaimed.

Commissioner Murphy: I am legally eligible now.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Harry Gomberg (Edward Vesey, owner); for the establishment of a lunch wagon in the 2nd business district; premises 450 Ferry Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Murphy offered the following resolution:

WHEREAS, by an order of Honorable Newton H. Porter, Judge of Essex County Circuit Court, made on

February 7, 1938, an award of \$67,000 damages, made by the Board of Commissioners of Assessments for Local Improvements of the City of Newark, in favor of Peter Gunne, was in all respects ratified and confirmed, and said order was entered into the minutes of the Essex County Circuit Court; and

WHEREAS, a writ of certiorari was thereafter allowed by the New Jersey Supreme Court, and the legal question briefed and argued before the said court at the May, 1938, Term; and that thereafter on June 11, 1938, the said New Jersey Supreme Court filed its opinion dismissing said writ, a copy of said opinion being annexed hereto; and that thereafter, on June 28, 1938, a Rule for Judgment, dismissing the writ, was entered in said court, copy of which Rule for Judgment is annexed hereto; and,

WHEREAS, the Board of Commissioners of the City of Newark have ordered that an appeal be taken to the New Jersey Court of Errors and Appeals, from the judgment of the Supreme Court; and

WHEREAS, said Peter Gunne and his attorneys have agreed to accept, in full settlement of said award, judgment, costs and interest, the sum of \$64,000, waiving all claims for any and all excess over and above said sum of \$64,000; and,

WHEREAS, in the opinion of the Corporation Counsel of the City of Newark it is recommended that said settlement of \$64,000 be accepted;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the sum of \$64,000 be and the same is hereby ordered paid to Peter Gunne, in the matter of "The City of Newark, a municipal corporation, Prosecutor v. Peter Gunne, and Board

of Commissioners of Assessments for Local Improvements of the City of Newark, Defendants," in satisfaction of judgment rendered in favor of Peter Gunne, as set forth in the copies annexed hereto; said sum of money to be in full satisfaction of all claims of said Peter Gunne thereunder; and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make payment as aforesaid, subject to the receipt, however, of proper releases or release and satisfaction of judgment and such other documents as may be required and approved by the Law Department.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Franklin offered the following resolution:

WHEREAS, Works Progress Administration, in cooperation with the County of Essex, have employed on WPA Projects citizens of the City of Newark appearing on the relief rolls of said city, which said workers are supplied to projects now under way in places other than the City of Newark; and,

WHEREAS, The City of Newark heretofore, through the Director of Public Works, has contributed to the cost of such labor only to the extent of supplying the charges for transporting said persons to such projects; and,

WHEREAS, such citizens of New-

ark can only continue to be employed on such WPA projects upon the terms and conditions that their transportation charges are so paid; and,

WHEREAS, it further appears that the sum of money heretofore appropriated for such transportation costs has been exhausted and additional funds are necessary in order to keep said persons so employed and from the relief lists; and,

WHEREAS, it further appears that the cost to the City of Newark for transporting such workers is less than the amount that would otherwise be necessary to maintain such persons upon relief;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark that there be and there is hereby appropriated to the Department of Public Works the further sum of \$1,700, for the purposes aforesaid; and the Director of Revenue and Finance is hereby authorized and directed to pay over said sum of money to the Director of Public Works and to charge the same to the Contingency Fund.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark, that Meyer C. Ellenstein, Director of the Department of Public Affairs, be and he hereby is authorized and di-

rected to execute and file an application on behalf of the City of Newark to the United States of America for a grant to aid in financing the construction of a Tunnel under the D., L. & W. R. R. on North Seventh Street for a 48-inch Aqueduct, the construction of a 48-inch aqueduct from the Second River, Branch Brook Park, Newark, New Jersey, to the Bloomfield Avenue Tower, Newark, New Jersey, and the reconditioning of the 36-inch No. 5 aqueduct from Belleville Reservoir to Bloomfield Avenue Tower and that James W. Costello, Chief Engineer of the Department of Public Affairs, be and he hereby is authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark, that Meyer C. Ellenstein, Director of the Department of Public Affairs, be and he hereby is authorized and directed to execute and file an application on behalf of the City of Newark to the United States of America for a grant to aid in financing the reconstruction of timber dock and rehabilitating sections of warehouses and loading platforms at the property located at the Port of Newark and formerly known as the U. S. Army Supply Base, and that James Costello, Chief Engineer of the De-

partment of Public Affairs be and he hereby is authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy: I move we

adjourn to next Tuesday morning, at 10:30 A. M.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.,
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

October, 1938

Newark, N. J., October 4, 1938.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk read the minutes of the previous meeting in full.

Commissioner Franklin moved that the minutes as read be approved.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance for the issuance of \$500,000

Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Byrne: I move that further consideration of this ordinance be deferred until the meeting of October 13, 1938, at 11 o'clock A. M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the acceptance by the City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as Lots 25 and 27, Block 107, on the City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of 10 years, with an option to

purchase, all in conformity with the provisions of Revised Statutes of New Jersey, 1937, Title 54: 4-109-113, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that further consideration of this ordinance be deferred until the meeting of October 13, 1938, at 11 o'clock A. M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Sixteen Thousand Three Hundred Thirty Dollars and Forty-nine Cents (\$16,330.49) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 14.32
Advertising Tax Sale	402.75
1938 Taxes	15,913.42
	<hr/>
	\$ 16,330.49

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Thousand Two Hundred Seventy-five Dollars and Fifty-five Cents

(\$20,275.55) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from September 16th to 30th, 1938, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Auditor of Accounts	1,970.00
City Treasurer	688.31
Receiver of Taxes	2,642.85
Arrears of Personal Taxes	1,831.13
Board of Assessments and Revision of Taxes	7,628.43
Revaluation Bureau	404.14
Assessments for Local Improvements	869.98
	<hr/>
	\$ 20,275.55

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Forty-nine Thousand, Three Hundred and Fifty Dollars and Thirteen Cents (\$49,350.13) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$49,350.13

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein

License Division	\$119.71
Police Courts	25.00
	<hr/>
	\$144.71

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Two Hundred Twenty-four Thousand, Four Hundred Seventy-eight Dollars and Nine Cents (\$224,478.09) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety, from September 16th to 30th. 1938:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	312.49
Fire Division	82,571.87
Police Division	132,767.68
	<hr/>
	\$224,478.09

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Forty-four Dollars and Seventy-one Cents (\$144.71) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eight Hundred Seventy Dollars and Ninety-five Cents (\$870.95) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

City Hospital Alterations.....	\$810.95
Public Outing	60.00
	<hr/>
	\$870.95

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety Thousand Nine Hundred Forty-seven Dollars and Ninety-nine Cents (\$90,947.99) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly

payroll of the Department of Public Works, for the last half of September, 1938, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	22,908.05
Newark City Hospital	23,704.53
Convalescent Hospital	1,909.98
Newark City Home	3,219.52
Bureau of Baths	5,289.14
Newark City Alms House	2,570.48
Ivy Hill Power Plant	2,700.02
Outdoor Poor Department	1,945.82
Emergency Relief—	
Administration	25,133.80
	<hr/>
	\$ 90,947.99

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, from September 1st to 30th, 1938, as follows:

U. S. Social Hygiene\$633.33

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions.

RESOLVED: That the sum of Eleven Thousand, Two Hundred Thirty-eight Dollars and Eighty Cents (\$11,238.80) be and the same is hereby appropriated to the City Treasurer, same being the bills and claims of the Department of Parks and Public Property from September 16th to September 30th, 1938, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,727.01
Centre Market	96.00
Municipal Farmers' Market	116.66
Weights and Measures	481.66
Printing and Stationery	180.00
Shade Tree	1,457.49
W. P. A. Project No. 1485-7	145.83
	<hr/>
	\$ 11,238.80

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Thirty-three Dollars and Eighteen Cents (\$5,033.18) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending September 28th and October 1st, 1938, as follows:

Shade Tree	\$ 3,817.18
Public Buildings	1,216.00
	<hr/>
	\$ 5,033.18

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-nine Dollars (\$39.00) be and the same hereby is appropriated to the persons named, as per certified attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$39.00

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Four Hundred Forty-five Dollars and Ninety-five Cents (\$1,445.95) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Inter-Departmental Department as follows:

Elections\$1,445.95

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor, Ellenstein.

RESOLVED: That the sum of Three Thousand, Eighty-nine Dollars and Seventy-seven Cents (\$3,089.77) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction
(WPA Project No.
3531-7)\$ 1,575.65

Street Construction
(WPA Project No.
3531-7) 1,469.12

Street Construction
(WPA Project No.
3531-7) 45.00

\$ 3,089.77

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-three Thousand, Three Hundred Thirty-nine Dollars and Sixty-eight Cents (\$33,339.68) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, weekly payroll,
period ending Sept. 28, 1938:**

Newark Airport	\$ 1,808.30
Bureau of Motors	2,213.17
Bureau of Streets	3,269.85
Bureau of Sewers	931.67
House Sewer Connections..	554.23
Bureau of Street Cleaning	15,143.93
Street Construction	377.24
Bureau of Docks	783.00
Bureau of Water	8,258.29
	<hr/>
	\$ 33,339.68

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
(without prejudice)
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-one Thousand, Five Hundred Sixty-one Dollars and Eighty-seven Cents (\$41,561.87) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, semi-monthly payroll,
period Sept. 16th to Sept. 30th, 1938,
both incl.:**

Director's Office	\$ 1,439.57
Newark Airport	2,512.49
Bureau of Lighting	420.00
Bureau of Streets	2,899.95
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,031.53
Bureau of Surveys	3,101.66
Engineering Division	1,028.33

Bureau of Motors .	1,927.63
Bureau of Water	19,459.49
Bureau of Docks	1,007.50
Newark Labor Relations	
Board	238.32
City Railway	854.16
	<hr/>
	\$ 41,561.87

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
(without prejudice)
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand, Seven Hundred Thirty-seven Dollars and Seven Cents (\$7,737.07) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction Project No. 601	\$ 4,291.83
Sewer Construction Project No. 3012	3,445.24
	<hr/>
	\$7,737.07

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand and Thirty-two Dollars and Thirty-one Cents (\$12,032.31) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly pay-rolls of the Inter-Departmental Department, from September 16th to September 30th, 1938, as follows:

Law Department	\$ 3,722.46
City Clerk	3,054.07
Elections	365.00
First District Court	1,179.16
Second District Court	1,104.14
Board of Adjustment—	
Zoning	460.00
Central Purchase	2,147.48
	<hr/>
	\$ 12,032.31

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Ninety-four Dollars and Sixty-eight Cents (\$294.68) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 5.00
Water	232.57
Docks	8.00
Newark Airport	44.61
Streets	4.50
	<hr/>
	\$294.68

M. Ellenstein
M. P. Duffy

Pearce R. Franklin
Jos. M. Byrne, Jr.
(without prejudice)
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Four Hundred and Seventy-five Dollars (\$475.00) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department, as follows:

City Clerk	\$399.00
Board of Adjustment—	
Zoning	76.00
	<hr/>
	\$475.00

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Thirty Dollars and Ninety-four Cents (\$430.94) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (W. P.
A. Project No. 3531-7).....\$430.94

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

Semi-monthly payroll, pe-
riod Sept. 16th Sept.
30th, 1938, Street Con-
struction 2,939.95
\$5,879.90

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of
Six Thousand, Six Hundred Fifty-
nine Dollars and Fifty Cents (\$6,-
659.50) be and the same hereby is ap-
propriated to the persons named, as
per certified list attached, being the
gross amount of bills contracted and
chargeable to the Department of Pub-
lic Affairs, as follows:

Airport Construction\$6,659.50

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Five Thousand Eight Hundred Sev-
enty-nine Dollars and Ninety Cents
(\$5,879.90) be and the same hereby is
appropriated to the persons named as
per certified list attached, being the
gross amount of bills contracted and
chargeable to the Department of
Public Affairs, as follows:

City Treasurer:

Semi-monthly payroll, pe-
riod Sept. 1st-Sept. 15th,
1938, Bureau of Streets.. \$2,939.95

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, By the Board of Com-
missioners of The City of Newark,
That Meyer C. Ellenstein, Director of
the Department of Public Affairs, be
and he hereby is authorized and di-
rected to execute and file an appli-
cation on behalf of the City of New-
ark to the United States of Amer-
ica for a grant to aid in financing the
extension of North Sixth Street un-
der the tracks of the Erie Railroad
and in the bed of the old Morris Can-
al, and that James W. Costello, Chief
Engineer of the Department of Pub-
lic Affairs, be and he hereby is au-
thorized and directed to furnish such
information as the United States of
America through the Federal Emerg-
ency Administration of Public Works
may reasonably request in connection
with the application which is herein
authorized to be filed.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering bituminous Enamel and Primer, for the Department of Public Affairs.

Bids to be received between the hours of 10.00 and 10.15 A. M., on such date as it shall in said advertisement designate.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Dairy Products and Groceries, for the Department of Public Works.

Bids to be received between the hours of 10.00 and 10.15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, N. J., the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering meats, meat products and poultry for various institutions and the Lodging House in the Department of Public Works, for a period of four (4) months and two (2) months respectively from date of award; therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering of said meats to the City of Newark, be and the same hereby are awarded to the following named firms, in the approximate amounts set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Works and the City Clerk of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said meats, meat products and poultry:

Approximately

Enkay Packing Company	.....\$9,993.15
John Gialanella	..... 2,172.35
Fred Horns	..... 4,942.00
Ideal Packing Company	..... 7,727.00
Lair & Brydon	..... 3,687.96
Palumbo & Cicalese	..... 936.71
DeBow & Company	..... 2,777.12

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Mayor Ellenstein offered the following resolutions:

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Radial metal curb; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amount of their bid being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

ARMORED CONCRETE CORPORATION—Newark, N. J.

Approx. 3,000 lin. ft. Radial Metal Curb, 8" deep (Section 456 Bureau of Streets Standard Specifications) truck delivery to various streets throughout the city @ \$1.25 per foot.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Cast Iron Pipe and Castings and pig Lead; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Affairs and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

WARREN FOUNDRY & PIPE CORPORATION—New York City.

Approx. 640 tons Class "B" pipe, 24" diameter. A—f.o.b. cars, Newark, N. J. @ \$47.00 net ton.

Approx. 25 tons Class B & D Special Casting 6-24" incl. A—f.o.b. cars, Newark, N. J. @ \$108.00 net ton. B—f.o.b. Water Department truck at foundry @ \$106.20 net ton.

Approx. 2 tons Class D Special Castings, Bullnose Tees 6x8". A—f.o.b. cars, Newark, N. J. @ \$128.00 net ton. B—f.o.b. Water Department truck at foundry \$126.20 net ton.

HUDSON SMELTING & REFINING COMPANY—Newark, N. J.

Approx 50,000 lbs. pig lead—price to

be the New York price of Pig Lead as quoted by the American Metal Market and Daily Iron and Steel Report for the day following receipt of purchase order issued by the City of Newark, N. J., plus four and eighty-seven hundredths percent (4.87%).

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

BE IT RESOLVED, by the Board of Commissioners of The City of Newark, that James A. Hyland, be and he is hereby reinstated to the position of Marine Solicitor as of October 1, 1938, at a salary of Two thousand, one hundred dollars (\$2,100); and

BE IT FURTHER RESOLVED, that the name of James A. Hyland be placed upon the payroll of the Bureau of Docks of The City of Newark, and his salary to be paid as other salaries are paid.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into an agreement with the New Jersey Automobile Exhibition Company, Inc. for use of the Centre Market Building, November 26th to December 3rd, 1938, at a rental of \$500.00 as per agreement attached hereto and made a part hereof; and the said Director and City Clerk are hereby authorized to execute said agreement for and on behalf of the City of Newark; and it is further

RESOLVED, that the Director of the Department of Parks and Public Property may, if he deems it advisable, permit the said New Jersey Automobile Exhibition Company, Inc. to enter the premises on and during the period from November 15th, 1938, to the date of commencement of use, for the purpose of making premises ready for the exhibition.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein offered the following resolutions:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, desires to file with the United States Works Progress Administration, a project application to conduct an Industrial Survey of the City of Newark; and

WHEREAS, the contribution requested of the United States Works

Progress Administration for said project amounting to \$368,051.20 is contingent upon the expenditure of \$25,096.00 by the City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$25,096.00 for the purpose aforesaid.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative power, authority and duties which have been heretofore or which shall be hereafter vested in the Board of Commissioners of the City of Newark relating to Newark Art Commission, Newark Museum, and the Board of Trustees of the Free Public Library, be, and the same are hereby distributed into the Department of Parks and Public Property, and the Director of said Department is hereby vested with all of the powers, authority, rights or duties now or heretofore vested in the Board of Commissioners of the City of Newark by virtue of any charter, statute or ordinance relating thereto.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

Mayor Ellenstein: All in favor of the resolution as read by the Clerk

will signify by saying aye; contrary no.

Commissioner Murphy: I offer this as an amendment, Mr. Chairman?

Mayor Ellenstein: Are you going to have the same procedure on every resolution?

Commissioner Murphy: That is right.

Mayor Ellenstein: The Clerk will read the amendment.

RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative authority, powers and duties given by any statute, charter or ordinance relating to the Insurance Fund Commission and the Industrial Commission be and the same are hereby distributed into the Department of Parks and Public Property and the Director of the Department of Parks and Public Property is hereby vested with all the power, authority and rights now or heretofore vested in or given by any statute, charter or ordinances relating to the Insurance Fund Commission and the Industrial Commission and shall perform all the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy
Jos. M. Byrne, Jr.

Mayor Ellenstein: I thought it was decided, that the Insurance Fund Commission being uncertain, as to whether it comes within the scope of the interdepartmentals, that we were going to have the Law Department give us a report?

Commissioner Murphy: That was not decided by me.

Mayor Ellenstein: You said nothing.

Commissioner Murphy. Oh, I believe it should be assigned, personally.

Mayor Ellenstein: All in favor of the amendment signify by saying aye, contrary no.

The roll being called, the amendment was declared lost by the following votes:

Yeas: Commissioners Byrne, Murphy.

Nays: Commissioners Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein: We will now have action on the original resolution as read by the Clerk. All in favor of the resolution signify by saying aye, contrary no.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

Mayor Ellenstein: The resolution is carried.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative power, authority and duties which have been heretofore or which shall be hereafter vested in the Board of Commission of the City of Newark relating to Newark Sinking Fund Commission, District Courts, and Pension Funds, be and the same are hereby distributed into the Department of Revenue and Finance, and the Director of said Department is hereby vested with all of the powers, authority, rights or duties now or heretofore vested in the Board of Commis-

sioners of the City of Newark by virtue of any charter, statute or ordinance relating thereto.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

Mayor Ellenstein: Commissioner Murphy offers an amendment which the Clerk will read.

RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative authority, powers and duties given by any statute, charter or ordinances relating to the Sinking Fund Commission and the Department of Central Purchase be and the same are hereby distributed into the Department of Revenue and Finance and the Director of the Department of Revenue and Finance is hereby vested with all the power, authority and right now or heretofore vested in or given by any statute, charter or ordinance relating to the Sinking Fund Commission and the Department of Central Purchase and shall perform all the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy
Jos. M. Byrne, Jr.

Mayor Ellenstein: All in favor of the amendment will signify by saying aye, contrary no.

The roll being called, the amendment was declared lost by the following votes:

Yeas: Commissioners Byrne, Murphy.

Nays: Commissioners Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein: That amendment is lost. The Clerk will now call the

roll on those in favor of the resolution as originally read by the Clerk.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative power, authority and duties which have been heretofore or which shall be hereafter vested in the Board of Commissioners of the City of Newark relating to Department of Central Purchase, Municipal Board of Alcoholic Beverage Control, and Housing Authority of Newark, be, and the same are hereby distributed into the Department of Public Safety, and the Director of said Department is hereby vested with all of the powers, authority, rights or duties now or heretofore vested in the Board of Commissioners of the City of Newark by virtue of any charter, statute or ordinance relating thereto.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

Mayor Ellenstein: Director Murphy offers an amendment to the resolution, which the Clerk will read.

RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative authority, powers and duties given by any statute, charter or ordinances relating to the Board of Alcoholic Beverage Control and the Board of Adjustment be and the same are hereby distributed into the Department of Public Safety, and the Director of the

Department of Public Safety is hereby vested with all the power, authority and right now or heretofore vested in or given by any statute, charter or ordinances relating to the Board of Alcoholic Beverage Control and the Board of Adjustment and shall perform all the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy
Jos. M. Byrne, Jr.

Mayor Ellenstein: All in favor of the amendment will signify by saying aye; contrary no.

The roll being called, the amendment was declared lost by the following votes:

Yeas: Commissioners Byrne, Murphy.

Nays: Commissioners Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein: That amendment is lost, and the Clerk will now call the vote on the original resolution.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

Mayor Ellenstein: That resolution is carried.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative power, authority and duties which have been heretofore or which shall be hereafter vested in the Board of Commissioners of the City of Newark relating to Corporation Counsel

and Law Department, Board of Adjustment, and Newark Municipal Assistance Board, be, and the same are hereby distributed into the Department of Public Works, and the Director of said Department is hereby vested with all of the powers, authority, rights or duties now or heretofore vested in the Board of Commissioners of the City of Newark by virtue of any charter, statute or ordinance relating thereto.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

Mayor Ellenstein: Director Murphy offers an amendment to the resolution just read by the Clerk.

RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative authority, powers and duties given by any statute, charter or ordinances relating to the Newark Labor Relations Board be and the same are hereby distributed into the Department of Public Works and the Director of the Department of Public Works is hereby vested with all the power, authority and rights now or heretofore vested in or given by any statute, charter or ordinance relating to the Newark Labor Relations Board and shall perform all the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy
Jos. M. Byrne, Jr.

Mayor Ellenstein: All in favor of the amendment signify by saying aye, contrary no.

The roll being called, the amendment was declared lost by the following votes:

Yeas: Commissioners Byrne, Murphy.

Nays: Commissioners Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will now call the roll on the original resolution.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

Mayor Ellenstein: That resolution is carried.

BE IT RESOLVED by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative power, authority and duties which have been heretofore or which shall be hereafter vested in the Board of Commissioners of the City of Newark relating to City Clerk and City Clerk's Department, Industrial Commission, and Newark Labor Relations Board, be, and the same are hereby distributed into the Department of Public Affairs, and the Director of said Department is hereby vested with all of the powers, authority, rights or duties now or heretofore vested in the Board of Commissioners of the City of Newark by virtue of any charter, statute or ordinance relating thereto.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

Mayor Ellenstein: Director Murphy offers an amendment to the resolution just read.

RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative judicial and legislative author-

ity, powers and duties given by any statute, charter or ordinances relating to the

Law Department
City Clerk's Office
District Courts
Free Public Library
Newark Museum
Newark Technical School and the
Board of Education

be and the same are hereby distributed into the Department of Public Affairs and the Director of the Department of Public Affairs is hereby vested with all the power, authority and right now or heretofore vested in or given by any statute, charter or ordinance relating to the

Law Department
City Clerk's Office
District Courts
Free Public Library
Newark Museum
Newark Technical School and the
Board of Education

and shall perform all the duties now or heretofore imposed by law with respect thereto.

Vincent J. Murphy
Jos. M. Byrne, Jr.

Mayor Ellenstein: All in favor of the amendment will signify by saying aye, contrary no.

The roll being called, the amendment was declared lost by the following votes:

Yeas: Commissioners Byrne, Murphy.

Nays Commissioners Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein: That amendment is lost. The Clerk will now call the roll on the original resolution.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

Mayor Ellenstein: That resolution is carried.

The City Clerk: We have no Board of Adjustment matters.

Commissioner Byrne: I move that we adjourn until Thursday, October 13, 1938, at eleven o'clock.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY
JOS. M. BYRNE, Jr.,
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
CITY CLERK.

Newark, N. J., October 5, 1938.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioner Murphy.

Absent: Commissioners Byrne,
Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy: There being no quorum present, the meeting will be adjourned to Thursday, October 13th, at 11 A. M.

APPROVED:

VINCENT J. MURPHY.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., October 13, 1938

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk then read the minutes of the previous meeting.

Commissioner Franklin: I move the minutes be approved as read.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to prohibit the use of roller towels or other towels used or supplied for use, or intended for use, in common by more than one person.

The Board of Commissioners of The City of Newark Do Ordain:

Section 1. In order to prevent the spread of communicable diseases the use of the common towel which may

be used for more than one service is prohibited in any hotel, restaurant, saloon, clubhouse, public lavatory, public office, shop, store or washroom therein, railway or trolley station, or other public place in the City of Newark.

There shall be provided instead a sufficient quantity of individual towels of material approved by the Board of Health so that each person shall have a separate clean towel for his own use.

Section 2: Separate towels after one use shall be immediately discarded and placed in a waste receptacle and not used again until the said towels have been properly cleansed, boiled and sterilized.

Section 3: Any person, firm or corporation violating any of the provisions of this ordinance, shall upon conviction thereof, forfeit and pay a penalty of not more than twenty-five dollars (\$25.00) for the first offense and not more than fifty (\$50.00) for each subsequent offence.

Section 4. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

Section 5. This ordinance shall take effect immediately upon final passage and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that

October 26th, 1938, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the acceptance by the City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as Lots 25 and 27, Block 107, on the City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of 10 years, with an option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey, 1937, Title 54: 4, 109-113, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that further consideration of the ordinance be laid over until October 19th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

The City Clerk presented An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing

for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that further consideration of the ordinance be laid over until October 19th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-nine Thousand, Three Hundred Eighty Dollars and Seventy-four Cents (\$29,380.74) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$29,380.74

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Five Hundred Sixty-four Dollars and Eighty-two Cents (\$4,564.82) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 445.63
Comptroller's Office	434.41
Auditor's Office	314.27
Treasurer's Office	100.44
Tax Board	943.87
Tax Receiver	185.18
Deputy Tax Collectors	200.84
Tax Revaluation	4.51
Street Improvement	
Charges	38.83
Fiscal Agent	1,896.84
	<hr/>
	\$ 4,564.82

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-four Thousand Four Hundred Seventy Dollars and Twenty-four Cents (\$24,470.24) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$ 24,470.24

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Forty-five Dollars

(\$245.00) be and the same is hereby appropriated to the City Treasurer, same being overtime payroll of the Department of Revenue and Finance from September 14th to 28th, 1938, as follows:

Advertising Tax Sale\$245.00

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Twenty-seven Thousand, One Hundred Forty-one Dollars and Sixty-four Cents (\$27,141.64) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Building Division	58.17
Electrical Bureau	62.39
Police Division	19,508.43
Fire Division	7,499.65
	<hr/>
	\$ 27,141.64

M. P. Duffy
 Pearce R. Franklin
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Nineteen Thousand Five Hundred Ninety-four Dollars and Eighty-eight Cents (\$19,594.88) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Outdoor Poor Department \$	52.14
Bureau of Health	5,151.50
Bureau of Health	200.00
Bureau of Baths	4,913.06
City Hospital Alterations..	8,862.53
Director's Office	107.23
Ivy Hill Power Plant	308.42
	<hr/>
	\$ 19,594.88

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand Forty-seven Dollars and Fifty Cents (\$1,047.50) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Contingent\$1,047.50

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Thousand Seven Hundred Fourteen Dollars and Ninety-five Cents (\$8,714.95) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:
Emergency Relief—

Administration\$8,714.95

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Four Thousand, Six Hundred Sixty-six Dollars and Fifty-four Cents (\$4,666.54) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending October 5th and 8th, 1938, as follows:

Shade Tree	\$ 3,480.54
Public Buildings	1,186.00

\$ 5,666.54

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand, Eight Hundred Seventy-six Dollars and Sixty-five Cents (\$11,876.65) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 77.42
Green and Franklin Street Property	551.39
Maintenance of Dog Pound	625.00
Printing and Stationery	2,261.39
Smoke Abatement	23.31
Weights and Measures	75.09
Public Buildings	4,681.30
W. P. A. Project No. 3-7-896	1,339.63
W. P. A. Project No. 4271	66.25
W. P. A. Project No. 1485-7	950.72
W. P. A. Project No. 2181-7	220.63
W. P. A. Project No. 2579-7	171.75
Shade Tree	832.77
	<hr/>
	\$ 11,876.65

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED That the sum of Forty Thousand, Four Hundred Forty-one Dollars and Seventy-two Cents (\$40,441.72) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Airport Construction	\$ 7,613.73
Surveys	21.63
Water	32,806.36
	<hr/>
	\$ 40,441.72

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Six Hundred Fifty-five Dollars and Seventy-six Cents (\$655.76) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Streets	\$103.87
Surveys	82.48
City Railway Construction.....	1.10
Motors	1.40
Sewers	68.51
Director's Office	17.92
Water	340.67
Docks	39.81
	<hr/>
	\$655.76

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
(without prejudice)
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-two Thousand One Hundred Eighty-nine Dollars and Fifty-eight Cents (\$32,189.58) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending October 5, 1938:

Newark Airport	\$ 1,788.60
Bureau of Motors	2,209.88
Bureau of Streets	2,144.79
Bureau of Sewers	1,191.13
House Sewer Connections..	373.73
Bureau of Street Cleaning	15,070.71
Street Construction	376.16
Bureau of Docks	745.60
Bureau of Water	8,288.98
	<hr/>
	\$ 32,189.58

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
(without prejudice)
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventy-three Dollars (\$73.00) be and the same hereby is appropriated to persons named, as per certified list attached being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project No.
3-7-871)\$73.00

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-five Thousand Seven Hundred Ninety-four Dollars and Sixty-one Cents (\$25,794.61) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Proj. No. 3531)....	\$ 24,938.55
Street Construction (WPA Proj. No. 574)....	268.16
Street Construction (WPA Proj. No. 2740)...	28.42
Street Construction (WPA Proj. No. 3531)....	35.88
Street Construction (WPA Proj. No. 3531)....	106.07
Street Construction (WPA Proj. No. 3531)....	290.00
Sewer Construction (WPA Proj. No. 601)	34.08
Street Construction (WPA Proj. No. 3531)...	93.45
	<hr/>
	\$ 25,794.61

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Year · Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Three Thousand Seven Dollars and
Sixty-four Cents (\$3,007.64) be and
the same is hereby appropriated to
persons named on the annexed certi-
fied list, being the bills and claims of
the Inter-Departmental Department
as follows:

City Clerk	\$ 609.26
Law Department	452.85
Central Purchase	634.86
District Courts	389.17
Board of Adjustment—	
Zoning	921.50
	<hr/>
	\$ 3,007.64

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

The following communication was
received and read:

HERBERT C. HELLER & CO.
Incorporated
Investment Securities,
30 Broad Street,
New York

October 8, 1938.

Board of Commissioners of
The City of Newark,
New Jersey.

Gentlemen:—

The Undersigned is the owner and

holder of the \$50,000 Storage Reser-
voir Bonds of The City of Newark,
New Jersey, dated April 1, 1905, pay-
able April 1, 1955, redeemable after
April 1, 1945, bearing interest at the
rate of three and one-half per centum
(3½%) per annum, payable semi-an-
nually on April 1st and October 1st
in each year, and consisting of fifty
bonds of the denomination of \$1,000
each, numbered from 251 to 300, in-
clusive. Said bonds were originally
issued in registered form, and recite
that they are issued pursuant to a
resolution of the Common Council of
said City adopted on the 10th day of
March, 1905, and approved by the
Mayor on the 11th day of March,
1905.

We hereby request that these bonds
be reconverted at the expense of the
undersigned into coupon bonds having
the same date, maturity and interest
rate as said original registered
bonds.

Very truly yours,

HERBERT C. HELLER & CO., Inc.
Edw. Prendergast.

Ordered filed.

Commissioner Murphy offered the
following resolution:

WHEREAS, each of the outstand-
ing bonds of The City of Newark,
hereinafter described, was originally
issued in registered form, and the
holder thereof has presented to the
Board of Commissioners a written re-
quest that such bonds be reissued at
the expense of such holder as here-
inafter provided; Now, Therefore.

BE IT RESOLVED By the Board
of Commissioners of The City of
Newark, that the outstanding \$50,000
Storage Reservoir Bonds of said City,
consisting of fifty bonds of the de-
nomination of \$1,000 each, numbered
from 251 to 300, inclusive, dated

April 1, 1905, payable April 1, 1955, and bearing interest at the rate of three and one-half per centum (3½%) per annum, payable semi-annually on April 1st and October 1st, originally issued in registered form on or about their date, pursuant to an act of the Legislature of the State of New Jersey entitled "An Act to enable boards having the control of the water-supply in the cities of this state to construct reservoirs for the storage of water," approved February 25, 1892, and acts amendatory thereof and supplemental thereto, and a resolution of the Common Council of said City adopted on the 10th day of March, 1905, and approved by the Mayor of said City on the 11th day of March, 1905, be reissued by the issuance in exchange for said bonds of fifty bonds of the denomination of \$1,000 each, numbered from 251 to 300, inclusive, dated April 1, 1905, payable April 1, 1955, and bearing interest at the rate of three and one-half per centum (3½%) per annum, payable semi-annually on April 1st and October 1st.

FURTHER RESOLVED, that said bonds shall be coupon bonds, registerable as to principal only or both principal and interest, and that each of said bonds shall be signed by the Mayor of said City and countersigned by the City Comptroller of said City and shall be attested by the City Clerk of said City, and that the seal of said City shall be impressed upon each of said bonds, and that the interest coupons to be annexed to said bonds shall be authenticated by the facsimile signature of said City Comptroller.

FURTHER RESOLVED, That each of said bonds shall be in substantially the form prescribed for the \$1,000,000 Storage Reservoir Bonds dated April 1, 1905, and numbered from 11 to 200 inclusive, and from 1141 to 1950, inclusive, by the resolution adopted by the Board of Commissioners on the 26th day of June, 1935.

FURTHER RESOLVED, that the City do and it hereby does reserve the right to pay each of said Storage Reservoir Bonds at any time forty years from its date upon giving six months previous notice by advertisement in two of the newspapers printed and published in The City of Newark and in two of the newspapers printed and published in the City of New York, and in case said City of Newark shall exercise such option and give such notice, the interest on such bonds shall cease at the time so stated in such notice.

FURTHER RESOLVED, That the Mayor, City Comptroller and City Clerk be and they hereby are authorized and directed to execute said bonds authorized to be issued by this resolution, and that the City Comptroller be and he hereby is authorized to issue said bonds in exchange for said outstanding bonds pursuant to and in accordance with the resolution.

FURTHER RESOLVED, That said City Comptroller be and he hereby is authorized and directed to cancel said outstanding bonds when they shall have been surrendered to him in exchange for the bonds authorized to be issued by this resolution.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, An emergency has arisen with respect to the satisfaction of a court judgment, in the na-

ture of a Writ of Mandamus, issued out of the Supreme Court of New Jersey, in the matter of Mahlon W. Parsons, Jr., vs. The City of Newark, et als, directing that the salary of Mahlon W. Parsons, Jr., Principal Assistant Engineer, in the Department of Public Affairs, be increased from \$4,000 to \$4,800 per year, effective May 1, 1936, and by reasons thereof there has accrued, and will accrue, on account of said increase, in salary, the sum of Two Thousand One Hundred Thirty-three Dollars and Thirty-three Cents (\$2,133.33), to December 31, 1938; and taxed court costs of One Hundred Sixty-eight Dollars and Sixty Cents (\$168.60), making a total of Two Thousand Three Hundred One Dollars and Ninety-three Cents (\$2,301.93), and

WHEREAS, no adequate provision was made in the 1938 Budget for the aforesaid purpose, and

WHEREAS, R. S. 40: 2-31 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution is Two Thousand Three Hundred One Dollars and Ninety-three Cents (\$2,301.93), and three per cent of the total current operating appropriations in the Budget for 1938 is Four Hundred Thirty-seven Thousand, Eight Dollars and Eighty Cents (\$437,008.80),

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that an emergency appropriation be and the same hereby is made pursuant to R. S. 40: 2-31, (1) in the total amount of Two Thousand, Three Hundred One Dollars and Ninety-three Cents (\$2,301.93), and,

BE IT FURTHER RESOLVED,

that a copy of this resolution be filed forthwith with the Commissioner of Local Government.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

An Application from the Societa' San Gerardo Maiella, St. Lucy's Roman Catholic Church for a permit to display fireworks, on October 14th, 15th and 16th, at Sheffield Street and Lackawanna Railroad Bridge, was received, read and ordered filed.

Commissioner Duffy offered the following resolutions:

WHEREAS, Societa' S. Gerardo, a non-pecuniary corporation, organized under the Laws of the State of New Jersey, sponsoring the official celebration of the feast day of San Gerardo Maiella, under the auspices of St. Lucy's Roman Catholic Church, has made application for permit for fireworks display in the public streets, on Sheffield Street at Lackawanna Railroad Bridge; on:

Friday, October 14th, 1938, between the hours of 4 P. M. and 12 P. M.

Saturday, October 15th, 1938, between the hours of 9 A. M. and 1 P. M., and 7 P. M. and 12 P. M.

Sunday, October 16th, 1938, between the hours of 9 A. M. to 1 P. M., and 2 P. M. and 12 P. M.;

and,

WHEREAS, said application has

been duly approved by the Chief of Police and the Fire Department of the City of Newark;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that permission is hereby granted to Societa' S. Gerardo a non-pecuniary corporation, organized under the Laws of the State of New Jersey, sponsoring the official celebration of the feast day of San Gerardo Maiella, under the auspices of St. Lucy's Roman Catholic Church, and said Society, to conduct the fireworks display, as applied for, on the posting of a bond in the sum of \$3,000.00, as provided under Chapter 51, P. L. 1937, said bond to be approved as to form by the Law Department.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, an application has been made to the City of Newark by Societa' S. Gerardo, a non-pecuniary corporation, organized under the Laws of the State of New Jersey, for a permit to display fireworks on October 14th, 15th, and 16th, 1938, on Sheffield Street at Lackawanna Railroad Bridge, and

WHEREAS, a bond, as required by Chapter 51, P. L., 1937, has been filed, furnished by said Societa' S. Gerardo, as principal, and Indemnity Insurance Company of North America, as surety, the form of which has been approved by the Law Department;

THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the City of Newark that said bond be and the same is hereby approved.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, The Newark Housing Authority has by resolution adopted by it on October 4th, 1938, requested the City of Newark to engage in a Federal Public Works Administration project for the extension of North Sixth Street and an Underpass of the Orange Branch of the Greenwood Lake Division of the Erie Railroad, copy of which resolution is attached hereto and made a part hereof; and,

WHEREAS, it is deemed for the best interest of the City of Newark to assist the said Newark Housing Authority in the manner requested; and,

WHEREAS, it is made a prerequisite to the conduct of the said project that the Newark Housing Authority shall have available or by commitment from the Federal Government the funds necessary to pay the required fifty-five per cent., the City's contribution to the proposed said P. W. A. Project,

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark that the City does concur in and agree to the request of the Newark Housing Authority, as

set forth in the attached resolution, for the City to engage in a Federal P. W. A. project for the extension of North Sixth Street and an Underpass of the Orange Branch of the Greenwood Lake Division of the Erie Railroad, the cost of which is to be financed by the Newark Housing Authority as part of the "Branch Brook Park Site" housing project, it being conditioned however that their share be available before work is started under the proposed P. W. A. project funds of or commitment to the Newark Housing Authority for the required said fifty-five per cent to be contributed as the City's share of said project; and,

BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs is hereby authorized to enter into an agreement, on behalf of the City, with the said Newark Housing Authority for the purposes above stated and conditioned as stated as to funds and to negotiate and make application for the necessary Federal P. W. A. project, and subject to approval of agreement as to form by the Law Department.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

"WHEREAS, the Newark Housing Authority has incorporated as part of a Housing Project known as "Branch Brook Park Site," the extension of North Sixth Street and an Underpass of the Orange Branch of the Greenwood Lake Division of the Erie Railroad, the financing of which is and shall be provided for in and as part of said project; and,

"WHEREAS, it is desired that this work be done as a Federal Public Works Administration project under the joint auspices of the said P. W. A. and The City of Newark, forty-five per cent of the cost to be contributed by the Federal Agency and fifty-five per cent the City's share, to be contributed by the Newark Housing Authority from funds provided for the aforesaid housing project;

THEREFORE, BE IT RESOLVED By the Commissioners of the Newark Housing Authority, in meeting assembled this 4th day of October, Nineteen Hundred and Thirty-eight, that the City of Newark be and it is hereby requested to make application to the Federal Public Works Administration for a P. W. A. project to extend North Sixth Street and an Underpass of the Orange Branch of the Greenwood Lake Division of the Erie Railroad, as hereinbefore set forth; and that the Newark Housing Authority shall enter into an agreement with the City of Newark whereby the Newark Housing Authority will bind itself to pay the said fifty-five per cent of the cost of said project to be contributed as the City's share thereof, and,

~~BE IT FURTHER RESOLVED,~~
That the Chairman and the Secretary be and they are hereby authorized and directed to execute the contract for the purposes aforesaid with The City of Newark, the same to be approved as to form and substance by Harry L. Tepper, representing the New Jersey Housing Authority.

MICHAEL A. STAVITSKY,
Chairman,

CHARLES P. GILLEN,
A. H. LETT,
LOUIS A. REISS,
JOHN J. TOWEY

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, desires to file with the United States Works Progress Administration, a project application to prepare thorough comprehensive surveys and studies, together with necessary maps and charts, the compilation of factual data and material needed for a comprehensive plan for Newark; and,

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$74,692.92, is contingent upon the expenditure of \$13,640 by the City of Newark;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs be and he is hereby authorized to expend the sum of \$13,640 for the purpose aforesaid.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

Commissioner Duffy offered the following resolution:

RESOLVED: That the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Lead Covered Signal Wire Cable.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED: That the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Clothing for the Department of Public Works.

Bids to be received from 10:00 to 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Duffy offered the following resolution:

RESOLVED: That the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering Fire Box Castings, for the Department of Public Safety.

Bids to be received from 10:00 to 10:15 A. M. on such date as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Ready Mixed Concrete and Lantern Oil.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

RESOLVED: That sealed proposals received by the Department of Central Purchase, on January 17, 1938, for furnishing and delivering Bituminous Enamel and Primer, be and the same hereby are rejected because of lack of sufficient funds.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

WHEREAS: In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Cement, Stone, Concrete, Curb Boxes, Food Conveyors, Forage and Cinders, therefore be it

RESOLVED By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

JOHN P. CALLAGHAN, INC.—

Harrison, N. J.

Approx. 1,000 bags High Early Strength Portland Cement (Sections 406-408 Bureau of Streets Standard Spec.) carload delivery to City Asphalt Plant @ .66 bag.

Approx. 500 cu. yds. 1:2:4 Ready Mixed Concrete with Grade C or E Broken Stone, using H. E. S. Portland Cement (Sections 407-408-410-412-417-418-420) truck delivery to various streets in City @ \$5.74 cu. yd.

**HARRISON SUPPLY COMPANY—
Harrison, N. J.**

Approx. 500 cu. yds. Grade "I" 3" Broken Stone Aggregate (300 cu. yds. Truck delivery to City Asphalt Plant, 200 cu. yds. truck to various streets in City as ordered @ \$1.40 cu. yd.

**CENTRAL FOUNDRY COMPANY—
Newark, N. J.**

Approx. 800 Curb Boxes, without foot pieces or Extension pieces @ \$1.39 each.

**THE COLSON CORPORATION—
Elyria, Ohio.**

Approx. 22 Food Conveyors, as per specifications @ \$177.31 each.

**FLAMMER BROTHERS,
Newark, N. J.**

Approx. 5 tons Long Rye Straw, large bales @ \$18.90 ton.

Approx. 8 tons Alfalfa Hay, No. 1, 2nd Cutting, small bales @ \$24.10 ton.

Approx. 8 tons G. L. F. 18% Dairy Feed @ \$30.90 ton.

Approx. 1 ton Beet Pulp, 100 lb. bags @ \$31.00 ton.

**P. H. RYAN, INC.
Newark, N. J.**

Approx. 885 bags Old Oats (75 lb. ea.) No. 2 Min. 36 lb. to bu. @ .93 bag.

Approx. 68 bags Domestic Bran, Pure, 100 lb. each @ \$1.18 bag.

Approx. 20 tons Chamberlin's Special Feed with Corn @ \$39.00 ton.

Approx 10 tons Chamberlin's Special Feed with Corn (100 lb. ea.) @ \$1.95 bag.

Approx 3 bbls. English Lump Rock Salt @ .02 lb.

Approx. 47½ tons Timothy Hay, Old, large bales @ \$18.50 ton.

**JOSEPH NESTO & COMPANY—
Newark, N. J.**

Approx. 5,000 cu. yds. Cinders—Soft Coal @ .815 cu. yd.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

RESOLVED: By the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into a contract, for and on behalf of the City with Jesse A. Rodgers, trading as Rodgers & McSweeney Company of Newark, New Jersey, for the furnishing of certain materials and labor in the Stationery Room No. 409, City Hall, to wit:

"Present auxiliary iron grating floor, to be shored so that weight is removed from top of cabinets on concrete floor level. Four sections of filing cabinets on concrete floor-level to be dismantled and removed. Three sections of adjustable steel shelving files to be assembled underneath present iron grating floor. Proper supports to be applied so that present entire weight on top of this iron grating is to be equally distributed. All shoring is then to be removed, and room is to be left broom-clean."

for the sum of Four Hundred and seventy-two dollars (\$472.) and the said Director and the City Clerk be and they are hereby authorized to execute the agreement, approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That Battalion Chief Charles G. Burnett, who has been certified as eligible by the Civil Service Commission, be and he is hereby promoted to the rank of Deputy Chief Engineer in the Fire Division, Department of Public Safety, and he shall be paid the same salary and in the same manner as other Deputy Chief Engineers in similar grade of service, effective October 13, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Mayor Ellenstein offered the following resolution:

WHEREAS: There has been a Writ of Mandamus issued out of our Supreme Court in the matter entitled: Mahlon W. Parsons, Jr., vs. The City of Newark, et al., whereby the City is directed to increase the annual sal-

ary of said Mahlon W. Parsons, Jr., a Principal Assistant Engineer, Department of Public Affairs, from \$4,000 to \$4,800 as of May 1, 1936;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark, that the salary of Mahlon W. Parsons, Jr., Principal Assistant Engineer, Department of Public Affairs, be and the same is hereby increased from \$4,000 to \$4,800 per annum, said increase to become effective as of May 1, 1936; and

BE IT FURTHER RESOLVED: That the judgment entered as aforesaid for the increase of the said salary of Mahlon W. Parsons, Jr., from May 1, 1936 to December 31, 1938, and the payment thereof, constitutes an emergency, and that the funds therefor shall be provided for as an "emergency appropriation" in manner provided by law.

Attached hereto is copy of Writ which is made a part hereof.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

NEW JERSEY SUPREME COURT

Mahlon W. Parsons, Jr., :
Relator, :
vs. :
The City of Newark, :
a Municipal corporation, :
and Meyer C. Ellenstein, :
Director of the Depart- :
ment of Public Affairs of :
the City of Newark. :
Respondents. :

ON MANDAMUS

PREEMPTORY WRIT

NEW JERSEY, ss.:

The State of New Jersey to The City of Newark, a municipal corporation, and Meyer C. Ellenstein, Director of the Department of Public Affairs of the City of Newark, in the County of Essex. GREETING:

WHEREAS, in our Supreme Court of Justices thereof at Trenton upon the relation of Mahlon W. Parsons, Jr., we have been given to understand and have been informed, that the City of Newark has duly adopted and is now subject to the provisions of the Civil Service Act; that relator, Mahlon W. Parsons, Jr., was and is an Engineer in the Department of Public Affairs of said City and as such is in the competitive class of the Civil Service; that on October 16, 1928 the Relator was promoted to the position of Engineer-in-Charge at a salary of \$5,200.00 a year; that subsequently he was demoted for reasons of economy from the position of Engineer-in-Charge to Principal Assistant Engineer at the salary of \$4,000.00, there being at such time no existing vacancy in the classification of Engineer-in-Charge; that while the said Relator was holding said position of Principal Assistant Engineer at a salary of \$4,000.00 per year, by resolution passed by the Board of Commissioners of the City of Newark on April 29, 1936 one Herbert Simon was promoted from the position of Assistant Engineer to Principal Assistant Engineer with an increase in salary to \$4,800.00; that the Relator also enjoyed seniority rights over the said Simon and was entitled, therefore, to be promoted to said position over the said Herbert Simon; that said Relator protested to the Civil Service Commission against the promotion of the said Simon, as a result of which the said Civil Service Commission di-

rected the relator be granted the first opportunity to demonstrate his capacity in the place of the said Herbert Simon or in the place of one John S. Flockhart at a salary of \$4,500.00, as he might elect; that the relator elected to take the position so held by Simon; that respondents were advised of the action of the Civil Service Commission and of the election by Relator and no action to review the same has been taken. And the said Mahlon W. Parsons, Jr., hath heretofore besought us, in our said Supreme Court, before the Justices thereof to award him our writ of mandamus in his behalf, directed to you, commanding and enjoining you to place him in the position in the said Department of Public Affairs so held by the said Herbert Simon at the annual salary of \$4,800.00 in accordance with the direction of the said Civil Service Commission. And our Supreme Court, held at Trenton, before the Justices thereof, having lately, by the judgment of the same Court, considered, adjudged and ordered that a preemptory writ of Mandamus should issue directed to the City of Newark, a municipal corporation and Meyer C. Ellenstein, Director of Public Affairs of the City of Newark, commanding them to place the said Mahlon W. Parsons, Jr., in the position of Principal Assistant Engineer in the Department of Public Affairs of the City of Newark, now held by the said Herbert Simon at a salary of \$4,800.00, and to pay to the said Mahlon W. Parsons, Jr., the difference in salary between the said \$4,800.00 and the \$4,000.00 received by him for the period from May 1, 1936 to the date of compliance herewith;

We, therefore, do command you that you do forthwith place the said Mahlon W. Parsons, Jr., in the position of Principal Assistant Engineer in the Department of Public Affairs of the City of Newark, now held by the said Herbert Simon at a salary

of \$4,800.00, and that you pay to the said Mahlon W. Parsons, Jr., the difference between the said salary of \$4,800.00 and the \$4,000.00 paid to him from May 1, 1936 to the date of compliance herewith.

WITNESS, THOMAS J. BROGAN,
Chief Justice of our Supreme Court,
at Trenton, the 26th day of September, in the year of Our Lord, Nineteen Hundred and Thirty-eight.

FRED L. BLOODGOOD,
Clerk.

ERNEST L. QUACKENBUSH,
Attorney.

Commissioner Duffy offered the following resolutions:

WHEREAS: A vacancy exists in the rank of Captain in the Fire Division, Department of Public Safety, and there being no Civil Service eligible list for said position;

NOW, THEREFORE, BE IT RESOLVED: That Firemen John J. Lynch, is hereby promoted to the rank of Acting Captain in said Fire Division, Department of Public Safety, pending results of Civil Service examination, at an annual salary of \$3,000, payable semi-monthly as other salaries are paid, effective October 13, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That Captain Joseph Gabriel, who has been certified as

eligible by the Civil Service Commission, be and he is hereby promoted to the rank of Battalion Chief in the Fire Division, Department of Public Safety, and he shall be paid the same salary and in the same manner as other Battalion Chiefs in similar grade of service, effective October 13, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS: Under and by virtue of a resolution adopted by the Board of Commissioners on June 29, 1938, Mrs. Katherine Curry was appointed by the Mayor as a member of the Newark Municipal Assistance Board for a term of one year, to commence on June 29, 1938; and

WHEREAS: The said Mrs. Katherine Curry has tendered her resignation, effective as of this date; and

WHEREAS: The Mayor of The City of Newark, in accordance with law, has appointed Mrs. Thomas J. Smith a member of said Newark Municipal Assistance Board to fill the vacancy caused by the resignation of Mrs. Katherine Curry; therefore be it

RESOLVED: By the Board of Commissioners that the resignation of said Mrs. Katherine Curry as a member of the Newark Municipal Assistance Board be and the same is hereby accepted, effective as of this

date, and that the appointment of Mrs. Thomas J. Smith to fill the vacancy caused by the resignation of Mrs. Katherine Curry as aforesaid be and it is hereby approved, effective as of this date, for the unexpired term caused by the vacancy aforesaid.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: Meyer C. Ellenstein, Director of the Department of Public Affairs has filed with the United States Works Progress Administration a project application to prepare thorough comprehensive surveys, studies, etc., a compilation of factual data and material needed for said plan; and,

WHEREAS: Funds for the work aforesaid have been appropriated by this Board as well as the United States Works Progress Administration; and,

WHEREAS: It is the consensus of opinion that Edward B. Jacobson is well qualified by training, experience and general character to fill the position of Consultant Director of The City Planning Project, connected with the work aforesaid;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark that Edward B. Jacobson be and he is hereby appointed to the position of Consultant Director of the City Planning Project, at an annual salary of \$5,000, payable as other salaries are

payable; such appointment to become effective when the project is approved by the United States Works Progress Administration.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

WHEREAS: Pasquale Tortoriello, an employee of the Bureau of Street Cleaning, Department of Public Affairs, has been employed as a laborer since 1908, and has made application for a pension under Chapter 103, Laws of 1923, Revised Statutes of New Jersey, 1937, 43: 12-1, wherein it is provided:

"A Person who has been continuously employed in any city for a period of twenty-five years, and has reached the age of seventy years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement."

and

WHEREAS: It appears that said Pasquale Tortoriello was born February 21, 1866, and is over the age of seventy years, and has been employed by the City of Newark for a period of more than twenty-five years; and

WHEREAS: The said Pasquale Tortoriello is receiving a salary of \$18.20 per week from the City of Newark;

THEREFORE, BE IT RESOLVED:
By the Board of Commissioners of the City of Newark, that the application for pension of the said Pasquale Tortoriello, employed by the City of Newark, Bureau of Street Cleaning, Department of Public Affairs, in the capacity of laborer, be and the same is hereby granted under and by virtue of the provisions of Chapter 103, Laws of 1923, Revised Statutes of New Jersey, 1937, 43: 12-1, said pension to be effective as of October 13, 1938; and

BE IT FURTHER RESOLVED:
That the said Pasquale Tortoriello shall be paid a pension of \$9.10 per week, said pension to be paid as other pensions are paid.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: Francisco Policastro, an employee of the Bureau of Street Cleaning, Department of Public Affairs, has been employed as a laborer since August 11, 1912, and has made application for a pension, under date of July 28, 1938, under Chapter 103, Laws of 1923, Revised Statutes of New Jersey, 1937, 43: 12-1, wherein it is provided:

"A Person who has been continuously employed in any city for a period of twenty-five years, and has reached the age of seventy years, may retire or be retired at any time thereafter. On and after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement."

and

WHEREAS: It appears that said Francisco Policastro was born September 15, 1861, and is over the age of seventy years, and has been employed by the City of Newark for a period of more than twenty-five years; and

WHEREAS: The said Francisco Policastro is receiving a salary of \$21.86 per week from the City of Newark;

WHEREAS: Because of illness and old age he is unable to do further work;

THEREFORE, BE IT RESOLVED:
By the Board of Commissioners of the City of Newark, that the application for pension of the said Francisco Policastro, employed by the City of Newark, Bureau of Street Cleaning, Department of Public Affairs, in the capacity of laborer, be and the same is hereby granted under and by virtue of the provisions of Chapter 103, Law of 1923, Revised Statutes of New Jersey, 1937, 43: 12-1, said pension to be effective as of July 28, 1938; and

BE IT FURTHER RESOLVED:
That the said Francisco Policastro shall be paid a pension of \$10.93 per week, said pension to be paid as other pensions are paid.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

BE IT RESOLVED. By the Board of Commissioners of the City of Newark that Resolution No. 2670, adopted by the Board of Commissioners on May 25, 1938, referred to the residence of officers and employees, in the employ of the City of Newark, and providing for the filing of affidavits by October 1, 1938, be and the same is hereby amended to the extent that the time for filing such affidavits be extended to November 1, 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: Great Britain was given the mandate over Palestine by the Versailles Treaty; and

WHEREAS: The United States was one of the signatories to the said Versailles Treaty; and

WHEREAS: Great Britain has declared that Palestine would be a Jewish National Homeland; and

WHEREAS: There has been a great migration by the Jewish race to Palestine, including many former residents of Newark, and many relatives of Newarkers; and

WHEREAS: The British Government is now contemplating stopping the migration to Palestine;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark that the President of the United States be and he is hereby requested for and on behalf of the United States as one

of the signatories to the Versailles Treaty, to ask Great Britain to enforce and maintain its mandate over Palestine, that the Jewish people may presently, in this period of need, have access to residence in the Jewish National Homeland; and,

BE IT FURTHER RESOLVED: That the City Clerk be directed to forward a certified copy of this resolution to the President of the United States and the Secretary of State of the United States.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: The City of Newark appropriated in its budget for the year 1938 the sum of Five Hundred Seventy-Five Thousand Dollars (\$575,000.00) to the Department of Public Welfare in the Department of Public Works of the said City of Newark; and

WHEREAS: It appears that it will be necessary to appropriate the further sum of One Hundred Twelve Thousand Four Hundred Ninety-four Dollars and Forty-three Cents (\$112,494.43) in order to carry on the administration of the said Department for the balance of the year; and

WHEREAS: The administrative funds for the said purposes have been exhausted and there is a consequent necessity for additional appropriation; and

WHEREAS: Upon the urgent request of Arthur H. Mudd, Director of

the New Jersey State Financial Assistance Commission, it becomes necessary to employ fifty-seven (57) additional workers to conform with the statute which prescribes one investigator for each one hundred (100) relief cases, to conform with Parts 5 and 6 of Revised Statutes, Title 44, Section 8; and

WHEREAS: The Employment Division has been merged with the Department of Public Affairs, making it necessary to transfer seventeen (17) persons from the said Employment Section to the said Department of Public Welfare; and

WHEREAS: The Department of Public Welfare has absorbed four persons heretofore employed in the office of Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property; and

WHEREAS: By reason of the foregoing no adequate provision was made for the said aforesaid purposes in the budget for the year 1938, and

WHEREAS: Revised Statutes 40: 2-31 as amended

By Public Laws of 1938

provides for the creation of an emergency appropriation for the purposes above set out,

NOW, THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark that an emergency appropriation be and the same is hereby made in the sum of One Hundred Twelve Thousand Four Hundred Ninety-four Dollars and Forty-three Cents (\$112,494.43), pursuant to Revised Statutes 40: 2-31, as amended, and

BE IT FURTHER RESOLVED that said appropriation shall be provided for in full in the 1939 budget for the City of Newark, and

BE IT FURTHER RESOLVED: That a copy of this Resolution, certified to be a true and correct copy thereof, by the City Clerk, be filed with the Commissioner of local government.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On November 20, 1935, Ignatz Stocki, who was driving his automobile, was severely and permanently injured as the result of a collision between his automobile and a safety isle on Clinton Avenue and High Street, and Ignatz Stocki has instituted suit against The City of Newark in the Essex County Court of Common Pleas, alleging that the said Ignatz Stocki was severely and permanently injured as a result of the wrongful acts of The City of Newark in the maintenance of the said Safety Isle; said suit being in the amount of \$10,500; and,

WHEREAS: In the opinion of the Law Department the aforesaid claim against the City of Newark should be settled if a reasonable settlement can be effected; and,

WHEREAS: Said Ignatz Stocki has agreed to accept the sum of \$750.00 in settlement of all claims against The City of Newark, arising out of the aforesaid action for and on behalf of Ignatz Stocki; and

WHEREAS: In the opinion of the Law Department the said sum of \$750.00 is a reasonable settlement figure under the facts and circumstances of the case;

THEREFORE, BE IT RESOLVED. By the Board of Commissioners of The City of Newark, that the case of Ignatz Stocki against The City of Newark, which case is now pending in the Essex County Circuit Court of Common Pleas, be settled for the sum of \$750.00 and the Director of the Department of Revenue and Finance is hereby authorized to make the necessary payment of \$750.00 to Ignatz Stocki, on receipt by him of the proper release and discontinuance of the action; said release and discontinuance to be approved by the Law Department.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, on the fourth day of October, 1938, Resolution No. 3462-F was adopted by the Board of Commissioners of the City of Newark authorizing and directing payment of semi-monthly payroll, period September 16th-September 30th, 1938, in the amount of \$2,939.95 and directing that the said payroll be charged against the Street Construction account; and

WHEREAS, insofar as this particular payroll was concerned, said Resolution was in error and should have directed that said payroll be charged to the Bureau of Streets in the Department of Public Affairs.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commis-

sioners of the City of Newark that said Resolution No. 3462-F, insofar as it relates to the semi-monthly payroll, period September 16th-September 30th, 1938, be and it is hereby rescinded; and

IT IS FURTHER RESOLVED, that the sum of \$2,939.95 be and the same is hereby appropriated to the persons named as per certified list attached to said Resolution No. 3462-F, chargeable to the Department of Public Affairs as follows:

Semi-monthly payroll, period September 1, September 16th, 1938, Bureau of Streets\$2,939.95

Vincent J. Murphy
Jos. M. Byrne, Jr.

Commissioner Murphy: I move its adoption.

Mayor Ellenstein: All in favor of the resolution as read by the Clerk will signify by saying aye; contrary no; the Clerk will call the roll.

The City Clerk: Commissioner Byrne?

Commissioner Byrne: Aye

The City Clerk: Commissioner Duffy?

Commissioner Duffy: Qualifying my vote, being charged with the safety of our people, and the statement made by the Mayor today insofar as curtailment of lighting is concerned, which would interfere with our police service greatly, I therefore vote no.

The City Clerk: Commissioner Franklin?

Commissioner Franklin: No. $\frac{1}{2}$

The City Clerk: Commissioner Murphy.

Commissioner Murphy. Aye.

The City Clerk: Mr. Mayor.

Mayor Ellenstein: No.

The resolution is lost.

The following communication was received and read:

Board of Adjustment

Newark, N. J., October 4, 1938.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39, Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

*299 Washington Street; Alfred J. Lippman; renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 26, 1939;

*14-16 Arlington Street; James Morton; renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 26, 1939;

*199 Peshine Avenue; Harry Weberbauer; renewal of permit for automobile parking station; such use to be limited to the period of two years ending September 21, 1940;

*45-47 Edison Place; John V. Martin; renewal of permit for automobile parking station; such use to be limited to the period of one year ending September 1, 1939;

115-125 Stuyvesant Avenue; Coleman House, Inc., owner; in a 1st business district the mixing, preparing and processing of candy for distribution.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(The above matters to be heard before the Board of Commissioners at its meeting of October 13, 1938.)

Received and filed.

The City Clerk: Four of these are renewals and can be acted upon at this time.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these four cases.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Alfred J. Lippman (The L. M. Realty Co., owner); for the renewal of permit for automobile parking station; premises 299 Washington Street; such use to be limited to the period of

one year ending September 26, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application

Commissioner Duffy: I move we concur in the recommendation of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of James Morton (Blaicher Holding Co., owner); for the renewal of permit for automobile parking station; premises 14-16 Arlington Street; such use to be limited to the period of one year ending September 26th, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there anybody who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Harry Weberbauer (Nunziato Falcone, owner) for the renewal of permit for automobile parking station; premises 199 Peshine Avenue; such use to be limited to the period of two years ending September 21, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move concurrence.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of John V. Martin (Fidelity Union Trust Co. trustee) for the renewal of permit for automobile parking station; premises 45-47 Edison Place; such use to be limited to the period of one year ending September 1, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne. I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

The City Clerk: There is an application for the suspension of the rules on the application of Coleman House, Inc., in a first business district for mixing, preparing and processing of candy for distribution, premises 115-125 Stuyvesant Avenue.

Mayor Ellenstein: Were there any objections on this?

Mr. Rankin: There was one woman who withdrew her objection later.

Commissioner Byrne: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Coleman House, Inc., owner; in a 1st business district the mixing, preparing and

processing of candy for distribution; premises 115-125 Stuyvesant Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application

Commissioner Byrne: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

The following communication was received and read:

Board of Adjustment

Newark, N. J., October 11, 1938.

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39; Revised Statutes of 1937) that the following applications for

variances from the terms of the Zoning Ordinance be allowed:

*432 South Orange Avenue; Newark Motors Inc.; renewal of permit for automobile sales station; such use to be limited to the period of one year ending October 23 1939;

*970-972 McCarter Highway; Reichman & Hoffman Bros., Inc.; renewal of permit for storage and loading of scrap metals; such use to be limited to the period of two years ending October 24, 1940;

*210-220 Orange Street; Dornoil Products Co.; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 10, 1939;

*398-404 Chancellor Avenue; Economy Auto Service, Inc.; renewal of permit for automobile repairing; such use to be limited to the period of four years ending August 8th, 1942;

*32-34 Oxford Street; Elmer R. Dudley, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 9, 1939.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of October 13, 1938.)

Received and filed.

The City Clerk: These five applications are renewals and may be acted upon at this time under a suspension of the rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in these cases.

Commissioner Byrne: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Newark Motors, Inc (Paramount Realty Co., owner); for the renewal of permit for automobile sales station; premises 432-434 South Orange Avenue; such use to be limited to the period of one year ending October 23rd, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Reichman & Hoffman Bros., Inc. (Alliance Investment Co., owner); for the renewal of permit for storage and loading of scrap metals; premises 970-972 McCarter Highway; such use to be limited to the period of two years ending October 24, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays. Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Dornail Products Co. (Frederick Bowden, owner); for the renewal of permit for automobile parking station; premises 210-220 Orange Street; such use to be limited to the period of one year ending October 10, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having consid-

ered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Economy Auto Service, Inc., (Carl Schwartz, owner); for the renewal of permit for automobile repairing; premises 398-404 Chancellor Avenue; such use to be limited to the period of four years ending August 8th, 1942;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the action of the Zoning Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Elmer R. Dudley, owner; for the renewal of permit for automobile parking station; premises 32-34 Oxford Street; such use to be limited to the period of one year ending October 9, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for September, 1938.

Department of Buildings for September, 1938.

Clerk of First District Court for September, 1938.

Clerk of Second District Court for September, 1938.

Superintendent of Alms House for September, 1938.

City Clerk (2) for September, 1938

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court, for September, 1938.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic, for September, 1938.

Charles F. J. McGovern, Clerk, 2nd Criminal Court, Part 1, for September, 1938.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 2, for September 1938.

Richard F. Harris, Deputy Clerk, 3rd Criminal Court, for September, 1938.

Elizabeth S. Lewis, Clerk of Family Court for September, 1938.

City Treasurer for September, 1938.

Comptroller for September, 1938.

City of Newark, New Jersey
Department of Revenue and Finance,

October 1, 1938.

To the Honorable,
The Commissioners of
The City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement to the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of September, 1938:

RECEIPTS

Cash on hand August 31, 1938	\$4,797,406.63	
Received from Comptroller, September	3,112,431.05	
		<u>\$7,909,837.68</u>

DISBURSEMENTS

By Warrant	\$1,975,276.31	
Without Warrant	351,714.21	
Returned Checks	4,654.28	
		<u>2,331,644.80</u>
Cash on hand September 30, 1938		\$5,578,192.88

Respectfully,

Vincent J. Murphy,

Director of Revenue and Finance.

By Joseph J. Kroehl.

CONTROLLER'S REPORT

September, 1938

Assessments:

Opening Streets	\$	117.66
Paving Streets		2,032.42
Sewers		522.41
House Sewers		1,224.22
Water Department Arrears		2,002.44
Bureau of Streets, Snow Removal		63.02
Shade Trees		20.00
Demolition of Building		100.00

Funds:

Schools Current Expenses	200,000.00
Redemptions	46,959.61
Emergency	349,900.29
Outdoor Poor	730.00
Farmers' Market	466.56
Printing and Stationery	654.59
City Hospital	3.74
200 Washington Street Corporation	833.33
Port Newark Dredging P. W. A.	2,711.25
Estate H. C. Jones	3.84
Bureau of Streets	3,993.05
Bureau of Street Cleaning	1,443.59

Bureau of House Sewers	1,255.34
Bureau of Docks	17,105.15
Bureau of Lighting	5.00
Airport	10,576.50
Water Rents	202,561.02
General Licenses	6,403.10
Dog Licenses	394.00
Beer Licenses	767.36
Fees	330.75
Building Department	2,405.00
Centre Market Rents	1,174.00
Green & Franklin Street Property, Rents	820.25
City Hospital	1,812.27
Convalescent Hospital	70.00
Police Courts	9,307.20
District Courts	3,292.55
Bureau of Combustibles	1,420.00
Jitneys	16,449.62
Gas Tax Refunds	2,092.47
Public Baths	1,539.28
Public Health	478.00
Public Library	1,037.03
Elections	576.08
Miscellaneous Rents	840.00
Cost of Sales	447.83
Advertising Cost of Sales	4,444.50
Surplus Revenue	716.19
Army Base Lease	8,333.34
Market Plaza Lease	6,250.00
Raymond Plaza Parking	1,542.00
City Hall	175.00
Shade Tree Department	44.51
Police Department	14.67
Fire Department	40.45
Searches	536.50
Personal Arrears—Fees	162.00
Personal Arrears—Penalties	3.18
Personal Arrears—Costs	9.88
Bureau of Sewers	90.00
Temporary Loans	1,105,000.00
Franchise Tax	80.67
Taxes, 1938 Receiver	735,039.25
Arrears: Real Estate, 1937	362,051.37
Arrears: Real Estate, 1936	254,562.68
Arrears: Real Estate, 1935 and Prior	146,335.37

Premiums	5,160.00
Personal Arrears, 1937	11,622.98
Personal Arrears, 1936	4,165.37
Personal Arrears, 1935 and Prior	1,799.86

Interest:

Real Estate	117,951.42
Personal Arrears	1,878.98

\$3,665,042.59

Less Refunds \$3,250.22, Returned Checks \$4,654.28.....	7,904.50
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\$3,657,138.09

Vincent J. Murphy,

Director of Revenue and Finance.

MONTHLY REPORTS OF INTER-DEPARTMENTAL DEPARTMENTS

The following Interdepartmental Department reports for the month of September, 1938, were received and ordered filed:

City Clerk.

Corporation Counsel.

Board of Adjustment.

Municipal Board of Alcoholic Beverage Control.

Department of Central Purchase.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., October 19, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Absent: Commissioner Murphy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk then read the minutes of the previous meeting.

Commissioner Franklin: I move that the minutes be approved as read.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

A supplement to an ordinance entitled "An Ordinance creating the Department of Central Purchase in the City of Newark, providing for the personnel, maintenance and administration thereof, and defining, regulating and prescribing the functions thereof," adopted August 8, 1933, as amended or supplemented.

The Board of Commissioners of The City of Newark Do Ordain:

1. That the following Rules and Regulations concerning purchases to be made by the Department of Central Purchase, be and the same are hereby adopted:

SECTION I — PURCHASE PROCEDURE

1. All city departments, institutions, boards or other agencies for which the Department of Central Purchase shall be required to purchase supplies, materials and equipment, are hereinafter referred to as Using Agencies.

2. All Using Agencies shall file detailed estimates of their requirements as to supplies, materials and equipment in such manner, at such times and for such periods as the Department of Central Purchase shall prescribe. This shall in no wise prevent any Using Agency from filing with the Department of Central Purchase at any time a requisition for supplies, materials and equipment, the need for which has not been foreseen when the detailed estimates were submitted.

3. The Director of each department shall file with the Director of the Department of Central Purchase the name or names of members of his department who shall be authorized to approve requisitions.

4. As rapidly as any class of supplies, materials or equipment shall become standardized, it shall be the duty of the Department of Central Purchase to establish standards arrived at as the basis of specifications by which said supplies, materials or equipment shall be purchased. The Department of Central Purchase, when necessary, shall invite into con-

ference any person in the City Government whose advice may be required in the preparation of standards and specifications for the purchase of any supplies, materials and equipment.

5. When any supplies, materials or equipment, not covered by contract, are required, it shall be the duty of the Department of Central Purchase to purchase such materials, supplies or equipment in the open market, after having obtained, where possible, at least three (3) prices thereon, and to award the order to the lowest responsible bidder.

6. In the case of any emergency, any Using Agency any purchase directly any supplies, materials or equipment, the procurement of which is necessary to the continuance of the work of the Using Agency concerned, provided, however, the amount to be expended does not exceed twenty-five (\$25) dollars. Requisition covering such emergency purchases, must be forwarded within twenty-four (24) hours to the Department of Central Purchase for the issuance of an order confirming delivery, indicating thereon the nature of the emergency.

7. An Emergency Purchase within the meaning of this ordinance shall mean the purchase of any item or items of a pressing need and necessary for the immediate protection of the public health, safety, morals or welfare of the City.

8. The Department of Central Purchase will not honor any requisitions confirming the delivery of materials, supplies or equipment except as outlined in Paragraph 6 and 7.

9. No Using Agency shall solicit any prices for materials, supplies or equipment. Such solicitations must originate in the Department of Central Purchase.

10. The Department of Central Purchase shall prescribe chemical and physical tests of samples of materials, supplies and equipment to be delivered to the City of Newark, to determine the quality and conformance of such items the Department of Central Purchase shall make use of laboratory facilities of any agency of the City Government whenever possible.

SECTION 2 — RECEIVING PROCEDURE

1. The Director of each Department shall file with the Deputy Director of the Department of Central Purchase the name or names of members in his Department authorized to receive supplies, materials and equipment in the various Using Agencies under his supervision.

2. Immediately upon notice that supplies, materials or equipment are to be delivered the person designated to receive such supplies, materials and equipment, shall notify the Deputy Director of such intended delivery. The person so designated to receive supplies, materials and equipment shall not sign for the receipt of any such supplies, materials or equipment, unless the goods are in exact conformance with the requirements. Should there be any doubt as to the quality and quantity, or should there be any discrepancy, he shall immediately notify the Deputy Director.

If any supplies, materials or equipment are to be rejected, the Using Agency should notify immediately the Deputy Director of the Department of Central Purchase.

3. No bills shall be certified for payment of any supplies, materials or equipment unless receipt of said supplies, materials or equipment has been approved by the Deputy Director of the Department of Central Purchase.

4. The Director of the Department of Central Purchase shall be required to submit to the Deputy Director of the Department of Central Purchase the following:

- (a) A copy of all orders issued by him to merchants, firms or corporations from whom the materials, supplies or equipment has been ordered.
- (b) A copy of all specifications of materials, supplies or equipment ordered.
- (c) A copy of all chemical and physical tests of samples, of materials, supplies or equipment as set out in Paragraph 10 of the rules governing purchase procedure.
- (d) Any data or information concerning the purchase of any supplies, materials or equipment that he may desire for his records.

5. The Deputy Director of the Department of Central Purchase shall make use of the laboratory facilities of any Agency of the City Government for the performance of any chemical or physical test, of samples or materials, supplies or equipment delivered or to be delivered to the City of Newark to determine the quality and conformance of said items with standards and specifications established.

6. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

7. This ordinance shall take effect immediately after final reading and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy moved that November 2nd, 1938, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance providing for the vacation of Wood Street from a line intersecting the easterly line of South 14th street at a point in the same distant 91.84 feet north-easterly from the north-easterly corner of South 14th Street and Sixteenth Avenue, said intersecting line being the northerly line of land now or formerly of Johanna Hoferer, north-easterly 86.60 feet to a terminus of said Wood Street at the southerly line of land now or formerly of Achille Diouguardo.

The Board of Commissioners of the City of Newark, Do~~o~~ Ordain:

Section 1. That Wood Street from a line intersecting the easterly line of South 14th Street a point in the same distant 91.84 feet north-easterly from the north-easterly corner of South 14th Street and Sixteenth Avenue, said intersecting line being

the northerly line of land now or formerly of Johanna Hoforer, northeasterly 66.50 feet to a terminus of said Wood Street at the southerly line of land now or formerly of Achille Dioguardo shall be vacated as a public street or highway. All as shown on a map prepared under the direction of this Board, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Affairs, known and designated as Map No. 1436-7, dated October 17, 1938.

Under and by virtue of the provisions of Section 1, sub-division (b) of Article XXII, of an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Municipalities," approved March 27, 1917, and the acts amendatory thereof and supplementary thereto. Revised Statutes 1937, 40: 67-1.

Section 2. That this ordinance shall take effect immediately and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance, be and the same are hereby repealed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that November 2, 1938, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled: "Zoning Ordinance of the City of Newark," adopted January 7, 1930.

The Board of Commissioners of the City of Newark Do Ordain:

1. That an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 3, 1930, be and the same is hereby amended by extending the Third Residence District as shown on the Zoning Map so as to include the areas described as follows:

- (a) Bounded on the north and east by Brank Brook Park, on the south by the right-of-way of the Orange Branch of the Erie Railroad, and on the west by the Belleville line.
- (b) Bounded on the west by Nesbitt Street, on the north by Orange Street, on the east by Boyden Street and on the south by James Street.
- (c) Beginning at a point in the westerly line of Frelinghuysen Avenue distant 223.86 feet south of the southerly line of Foster Street; thence westerly along the northerly line of the tract of land known and designated as Dreamland Park 100 feet; thence northerly along a line 100 feet west of and parallel to Freling-

huysen Avenue to a point distant 108 feet from the southerly line of Foster Street; thence westerly along a line 100 feet south of and parallel to Foster Street to Dayton Street; thence southerly along Dayton Street to Evergreen Avenue to a point 100 feet east of the easterly line of Ross Street; thence northerly along a line 100 feet east of and parallel to Ross Street to the southerly line of the tract of land known and designated as Dreamland Park; thence easterly along said line to the westerly line of Frelinghuysen Avenue; and thence northerly along Frelinghuysen Avenue to the place of Beginning.

- (d) Bounded on the north by Pennington Street, on the east by Pacific Street, on the south by South Street and on the west by Dawson Street;

AND that the Zoning Map which accompanies the ordinance to which this ordinance is an amendment be and the same is hereby changed so as to include within the Third Residence District the areas above described.

2. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

3. This ordinance shall take effect upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin moved that November 2nd, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and

the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, his being the adjourned date for same.

Commissioner Duffy: I move that further consideration of the ordinance be laid over until October 26th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the acceptance by the City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as Lots 25 and 27, Block 107, on the City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of 10 years, with an option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey, 1937, Title 54: 4, 108-113

and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Duffy: I move that further consideration of the ordinance be laid over until October 26th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of Twenty-two Thousand, Seven Hundred Fifteen Dollars and One Cent (\$22,715.01) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from October 1 to 15, 1938, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Auditor of Accounts	1,970.00
City Treasurer	688.31
Receiver of Taxes	2,642.85
Arrears of Personal Taxes	1,885.96
Board of Assessment and Revision of Taxes	7,729.76
Revaluation Bureau	404.14
Board of Assessments for Local Improvements	869.98
First District Court	1,179.16
Second District Court	1,104.14
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	\$ 22,715.01

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Two Hundred Twenty-five Thousand, Nine Hundred Fifty-three Dollars and One Cent (\$225,953.01) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety, from October 1st to 15th, 1938, incl., as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	1,897.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	208.33
Fire Division	82,355.54
Police Division	132,527.61
Department of Central Purchase	2,147.48
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	\$225,953.01

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Seventeen Dollars and Fifty-three Cents (\$17.53) be and the same is hereby appropriated to the persons named on annexed certified list, being

the bills and claims of the Department of Public Works, as follows:

Emergency Relief

Administration\$17.53

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Eighty-six Dollars and Sixty-one Cents (\$286.61) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Law Department\$286.61

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-five Thousand, Eight Hundred One Dollars and Eighty-three Cents (\$95,801.83) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works for the first half of October, 1939, as follows:

Director's Office\$ 1,566.65
Bureau of Health 23,055.05
Newark City Hospital 23,543.76

Convalescent Hospital .. 1,972.65
Newark City Home 3,173.52
Bureau of Baths 5,239.14
Newark City Alms House.. 2,574.15
Ivy Hill Power Plant 2,530.68
Outdoor Poor Department 2,049.98
Emergency Relief Administration 25,755.46
Law Department 3,880.79
Board of Adjustments 460.00

\$ 95,801.83

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Eight Thousand Four Hundred Sixteen Dollars and Seventy-seven Cents (\$8,416.77) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Public Outing\$ 43.84
Newark City Home 3,418.58
Newark City Alms House 4,954.35

\$ 8,416.77

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED That the sum of Eleven Thousand, Two Hundred Ninety Dollars and Twenty-three Cents (\$11,290.23) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from October 1st to October 15th, 1938, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,771.24
Municipal Farmers' Market	116.66
Centre Market	103.20
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49
WPA Project No. 1485-7	145.83
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	\$ 11,290.23

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Ninety-six Dollars and Eighty-two Cents (\$296.82) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Printing and Stationery\$296.82

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Seven Hundred and Nineteen Dollars (\$3,719.00) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property, for weeks ending October 12th and 15th, 1938, as follows:

Shade Tree	\$2,557.00
Public Buildings	1,162.00
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	\$3,719.00

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Fifty-eight Dollars and Fifty-nine Cents (\$58.59) be, and the same is hereby appropriated to persons named on the annexed certified list, being the bill and claim of the Department of Inter-Departmental Departments, as follows:

Department of Central
Purchase\$58.59

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Five Hundred Twenty-four Dollars and Thirty Cents (\$5,524.30) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction	
(WPA Project 3531)	\$ 3,994.58
Sewer Construction	
(WPA Project 3012)	123.90
Sewer Construction	
(WPA Project 601)	1,405.82
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	\$ 5,524.30

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Ninety-four Dollars (\$394.00) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project No.	
3-7-871)	\$394.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-one Thousand, Four Hundred Ninety-one Dollars and Forty-four Cents (\$31,491.44) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending October 12, 1938:

Newark Airport	\$ 2,033.00
Bureau of Motors	2,252.47
Bureau of Streets	1,761.22
Bureau of Sewers	973.68
House Sewer Connections..	267.83
Bureau of Street Cleaning	14,856.33
Street Construction	372.92
Bureau of Docks	740.60
Bureau of Water	8,233.39
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	\$ 31,491.44

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
(without prejudice)
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-nine Thousand, Seven Hundred Eleven Dollars and Sixty-eight Cents (\$59,711.68) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 8,507.83
Docks	274.77
Airport Construction	2,197.00
Newark Airport	1,732.75
Sewers	692.25
House Sewer Connections	341.07
Director's Office	53.65
Streets	1,230.83
Public Lighting	31,034.96
Newark Industrial Commission	17.85
Water	7,831.16
Motors	5,736.94
Newark Labor Relations Board	60.62
	<u>\$ 59,711.68</u>

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
(without prejudice)
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Forty-seven Thousand, Nine Hundred Ninety-three Dollars and Thirty-nine Cents (\$47,993.39) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period October 1- Oct. 15, 1938, both incl.:

Director's Office	\$ 1,439.57
Newark Airport	1,254.99
Public Lighting	420.00
Bureau of Streets	2,899.95
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	2,043.71
Bureau of Street Cleaning	4,031.58
Bureau of Surveys	3,101.66

Engineering Division	1,028.33
Bureau of Motors	1,927.63
Bureau of Water	19,459.48
Street Construction	2,882.45
Bureau of Docks	1,095.00
Newark Labor Relations Board	238.33
City Railway	854.16
Airport Construction	1,315.00
City Clerk's Office	3,054.07
Elections	350.00
	<u>\$ 47,993.39</u>

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
(without prejudice)
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, the Board of Commissioners is advised as follows:

"Child, Riker, Marsh & Shipman,
Counsellors at Law,
744 Broad Street,
Newark, New Jersey.

October 3, 1938.

Estate of George Johnson, Deceased.

Dear Mr. O'Brien:

The above-named decedent died intestate a resident of Newark, New Jersey, without widow, kindred or relatives.

In accordance with the provisions of Revised Statutes 3; 5-9 there was paid to the Treasurer of the City of Newark on August 21st, 1936, the sum of \$16.20, and seven years hav-

ing now elapsed the principal now becomes payable to the Treasurer of the City of Newark.

I have prepared, and enclose herewith, a Refunding Bond and Release, in duplicate, for the full surplus now in the hands of the Administrator together with the above mentioned sum of \$16.20 previously paid.

Please have the original executed, and return it to me together with a certified copy of a resolution authorizing the same, and I will have the Administrator send to the Treasurer of the City a check for \$1,034.28.

Yours very truly,
Irving Riker."

IR:S.

Mr. Denis F. X. O'Brien,
Law Department,
City Hall,

Newark, New Jersey.

THEREFORE, BE IT RESOLVED. by the Board of Commissioners of the City of Newark, that the said sum of \$1,034.28 be and shall be accepted by the City of Newark as the residue of the Estate of George Johnson, deceased, for the purpose pro-

vided by law, and that the Director of the Department of Revenue and Finance and the City Clerk, be and they are hereby authorized and directed to execute the required Refunding Bond and Release, approved as to form by the Law Department, the said sum of \$1,034.28 to be deposited for the account of the Poor of the City of Newark.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, The City of Newark has entered into a contract with Heirs Research Bureau and Nathan Reibel, whereby in consideration of the performance of certain research and services concerning moneys which have by law escheated to the City from estates of persons having died leaving no heirs; and

WHEREAS, proceedings have been had and moneys received in the following, to wit:

Estate	Amt. Rec'd for City of Newark	Percentage to be paid to contractees	Amt. to be paid to contractees
Josiah S. Stringer	\$ 219.59	50%	\$ 109.79
Eliza Johnson	1,436.09	50% of 1st \$500.00 \$250.00 33 1/3% of 2nd \$500.00— \$166.66 25% of \$436.09	525.68
Ulrich Muller	308.09	50%	154.04
Michael McHale	239.94	50%	119.97
Mary R. Marriott	352.97	50%	176.48
John Czerny	349.28	50%	174.64
John Craig	121.60	50%	60.80
Peter Smith	382.47	50%	191.23
	<u>\$3,410.03</u>		<u>\$1,512.63</u>

and

WHEREAS, the aforesaid moneys have been received and deposited with the Treasury of the City of Newark, and

WHEREAS, there is due and payable to Emanuel Unterweiser and Max Levitkin, trading as the Heirs Research Bureau and Nathan Reibel, the percentages hereinbefore set forth; as provided for under the terms of the said contract;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of One Thousand Five Hundred Twelve Dollars and Sixty-three Cents (\$1,512.63) be and the same is hereby ordered paid from the moneys collected as aforesaid, to Emanuel Unterweiser and Max Levitkin, trading as the Heirs Research Bureau and Nathan Reibel, in full payment and in satisfaction for all research, proceedings and services in the above-stated matters, in accordance with the terms of the aforesaid contract; and

THE DIRECTOR OF REVENUE AND FINANCE is authorized to make payment as herein provided.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, K. & K. Co., Inc., of 137 Orchard Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on June 15, 1938, for a Plenary Retail Consumption License, and did deposit the sum of \$500.00 with the Clerk of said Board at the time of the filing of the application; and

WHEREAS, on August 3, 1938, the application for said License No. C-868 was denied by the said Municipal Board of Alcoholic Beverage Control of the City of Newark; and

WHEREAS, K. & K. Co., Inc., is now entitled to a refund of the application fee, less ten per centum (10%) for expenses relative to the investigation of said application; and

WHEREAS, K. & K. Co., Inc., is now entitled to a refund of the sum of \$450.00;

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the said sum of \$450.00 be and the same is hereby ordered paid to the said K. & K. Co., Inc., and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said K. & K. Co., Inc., the sum of \$450.00, for the reason hereinbefore set forth.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the sum of One Hundred Sixty-eight Dollars and Sixty Cents (\$168.60) be and the same is appropriated for the payment of taxed costs in the matter of Mahlon W. Parsons, Jr. vs. City of Newark, et al, as set forth in the copy of bill of taxed costs attached hereto and made a part hereof, and payment for which has been provided for in an Emergency Resolution adopted by the Board; and

THE Director of Revenue and Finance be and he is hereby authorized and directed to make payment of said sum of Mahlon W. Parsons, Jr., and Ernest L. Quackenbush, Attorney.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, the Board of Commissioners on November 17, 1937, adopted a resolution authorizing the Director of the Department of Parks and Public Property to advertise for bids for the sale of certain property owned by The City of Newark at and in the vicinity of Herbert Place, Newark, N. J., as particularly described in aforesaid resolution; and

WHEREAS, the said Director did advertise and receive bids, which the said Director deems it not presently within his administrative duty to determine and accept; and

WHEREAS, it is deemed for the best interests of the City of Newark that the said bid or bids received be rejected, and the property be re-advertised for sale in conformity with the provisions of Revised Statutes of N. J. 40: 60-26;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the bid or bids received by the Director of the Department of Parks and Public Property under and by virtue of the authority and direction contained in resolution No. 1254 adopted by this Board on November 17, 1937, be and the same are hereby rejected, and all authority in relation thereto contain-

ed in all resolutions concerning same is hereby rescinded; and

BE IT FURTHER RESOLVED, that the Director of the Department of Public Affairs be and he is hereby authorized to readvertise and offer for public sale, under and by virtue and in accordance with the provisions of Revised Statutes of New Jersey 40: 60-26, the following property owned by the City of Newark, to wit:

BEGINNING at a point in the southwesterly line of Herbert Place distant 59.37 feet southeasterly from the southeasterly corner of Herbert Place and Passaic Street as the latter is laid out 40 feet in width easterly adjoining the Mount Pleasant Cemetery, said beginning point being in the division line between land of the Erie Railroad and the City of Newark; thence running along the southwesterly line of Herbert Place south 51 degrees 25 min. east 280.47 feet to the wharf line of the Passaic River as recited in a deed from the State of New Jersey by Commissioners to the Mount Pleasant Cemetery Company and recorded in Book C-21 of deeds for Essex County, page 445, said wharf line being the easterly line of land conveyed by the Mount Pleasant Cemetery Co. to the City of Newark by deed recorded in Book I-60 of Deeds for Essex County page 136; thence running along the same south 43 degrees 18 min. west 200.68 feet; thence running north 51 degrees 25 min. west 246.65 feet to the division line between land of the Erie Railroad and the City of Newark; thence running along the same north 33 degrees 38 min. east 200.75 feet to the place of beginning, containing 52,712 square feet more or less.

AND BE IT FURTHER RESOLVED that the said Director is authorized to prescribe the conditions of sale, and the time and place there-

of, and to receive bids, and he shall recommend to the Board of Commissioners the acceptance of any bid or rejection of any bid or bids, and the City reserves the right to reject any or all bids.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Leather Goods, Household and Dry Goods Supplies and Air Compressors.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing, delivering and erecting Transmitter House at Newark Airport.

Bids to be received between the

hours of 10 00 and 10 15 A. M. on such date as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Bituminous Enamel and Primer; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contract for furnishing and delivering said material to the City of Newark be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark proper contract for furnishing and delivering said material:

WAILES DOVE-HERMISTON
CORPORATION—New York City.

Approx. 18 tons 70-B Bitumastic Enamel @ \$52.00 per ton.
Approx. 120 gals. Primer for above enamel @ \$1.25 per gal.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Frankiin offered the following resolutions:

RESOLVED, that John Lee be and he is hereby appointed as a member of the Board of Examiners of Plumbers, in the Bureau of Health, Department of Public Works, to take the place of one Joseph M. Byrne, deceased. This appointment to take effect October 16, 1938.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, that the title of Chief Inspector in the Fumigation Division of the Bureau of Health, Department of Public Works, be and the same is hereby created at a salary of \$2,500 per annum, effective October 16, 1938.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the resolution

adopted by this Board of Commissioners on October 14th, 1938, placing Francisco Policastro, a laborer in the Bureau of Street Cleaning of the Department of Public Affairs, on the retired list, be and the same hereby is amended and the said Policastro ordered retired on a pension of \$10.92 per week, from July 28, 1938, of \$10.98 per week as erroneously mentioned therein. Said resolution in all other respects to remain in full force and effect.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

BE IT RESOLVED, by the Board of Commissioners of the City of Newark that all of the executive, administrative, judicial and legislative power, authority and duties which have been heretofore or which shall be hereafter vested in the Board of Commissioners of the City of Newark relating to the Insurance Fund Commission, be, and the same are hereby distributed into the Department of Public Safety, and the Director of said Department is hereby vested with all of the powers, authority, rights or duties now or heretofore vested in the Board of Commissioners of the City of Newark by virtue of any charter, statute or ordinance relating thereto.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, on July 7, 1938, the President approved a Works Progress Administration Project for Newark Airport Improvement; and

WHEREAS, the approval was given contingent on the City of Newark agreeing to complete certain hangar items which included the installation of the operating equipment for the six (6) 40-foot sections of the hangar doors; and

WHEREAS, The Works Progress Administration, through the United States Treasury Department, Procurement Division, State Procurement Office, advertised and received bids for six (6) one-hundred-twenty foot doors with operating equipment, and six (6) forty foot doors without operating equipment with the option of increasing the order to make the six (6) forty foot doors operating; and

WHEREAS, The State Procurement Office, Treasury Department, placed the order with the Truscon Steel Company, which Company is now manufacturing the six (6) fixed doors and the six (6) operating doors;

WHEREAS, The City of Newark desires to have the six (6) 40-foot doors made operative; and

WHEREAS, The option for doing this work has been extended but expires on November 1, 1938; and

WHEREAS, it is necessary for the City of Newark to pay to the State Procurement Office, Treasury Department, the sum of twenty-two thousand and seventy-four dollars (\$22,074.00) to fulfill its part of the obligation; and

WHEREAS, funds for this work were provided in the bond issue of

one hundred twenty-five thousand dollars (\$125,000.00) for Newark Airport, passed by the Board of Commissioners of the City of Newark on final reading at the meeting held August 31, 1938;

THEREFORE BE IT RESOLVED, that the sum of twenty-two thousand seventy-four dollars (\$22,074.00) be paid to the State Procurement Officer, United States Treasury Department, 1060 Broad Street, Newark, New Jersey.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, The City of Newark has leased to the Franklin Parking Co., Inc., under date of the twentieth of October, 1937, the premises situated and known as 233 to 243 Mulberry Street, for use as a parking station; and

WHEREAS, during the period from August 1st to October 1st, 1938, certain street repairs and improvements were made on Mulberry Street immediately adjacent and leading to the aforesaid premises; and

WHEREAS, because of such aforesaid work, the conduct of the business of parking automobiles on the said leased premises was interfered with and damaged, causing a considerable loss of business during that period; and

WHEREAS, by reason of the said loss of business, the revenue was considerably reduced; and

WHEREAS, it is the opinion of the

Director of the Department of Parks and Public Property that there should be a remission of rental to the amount of Two Hundred Dollars (\$200.00) on account of rental due under said lease for the reasons stated above; and

WHEREAS, upon condition that the tenant shall forthwith satisfy all arrears of rent due, owing up to and inclusive of October 1, 1938, less the aforesaid sum of Two Hundred Dollars (\$200.00);

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that because of damage to the premises at 233 to 243 Mulberry Street, leased by the City of Newark to the Franklin Parking Co., Inc., by reason of certain street work being carried on on Mulberry Street, adjacent to the said premises, which interfered with the use of the property for the purposes for which it was leased, that the sum of Two Hundred Dollars (\$200.00) be and is hereby remitted on account of the rental due under the aforesaid lease, conditioned that the tenant forthwith pay to the City all arrears of rent due and owing to October 1, 1938, inclusive, less the said remission of Two Hundred Dollars (\$200.00);

Nothing contained herein, however, shall be deemed to change the terms of the aforesaid lease.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., October 18, 1938.
The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

69 Hayes Street; Knickerbocker Ice Company, owner; in a 1st business district the establishments of a depot for the distribution of fuel oil;

*972-976 South Orange Avenue; Arthur Nelson (Mrs. Jessie Voelbel, Executrix, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 5, 1939.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting of October 19, 1938).

Received, copy to be sent to each Commissioner, and further action postponed to October 26, 1938.

The City Clerk: One of the matters referred to the Commission by the Board of Adjustment is a renewal which can be disposed of at this time under a suspension of rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in that case.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Arthur Nelson (Mrs. Jessie Voelbel, Executrix, owner); for the renewal of permit for automobile parking station; premises 972-976 South Orange Avenue; such use to be limited to the period of one year ending October 5, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move that we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mr. Henry Green: Mr. Mayor, I would like to call to your attention, and this is not in the nature of a complaint, but there should be some cooperation on the part of residential sections where the leaves are crowding the sidewalks, with the dangerous weather that is approaching.

It is possible that the owners of the properties could be asked to keep the sidewalks in front of their properties clear of these leaves, so there will be no menace to traffic and everything else.

Mayor Ellenstein: That is in Director Duffy's department. There is an ordinance that prohibits that. However, we can cooperate with Director Duffy.

Mr. Green: That is what my aim

was. It is not in the shape of a complaint. It is a matter of civic pride.

Commissioner Duffy: They are falling fast in the last few days.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

M. C. ELLENSTEIN,
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN.

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., October 26, 1938

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

-- The Clerk read the minutes of the previous meeting in full.

Commissioner Franklin moved that the minutes as read be approved.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk presented An Ordinance to prohibit the use of roller towels or other towels used or supplied for use, or intended for use, in common by more than one person, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move that further consideration of this ordinance be deferred until the meeting of November 9, 1938, at 11 o'clock A. M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that further consideration of this ordinance be deferred until the meeting of November 2, 1938, at 11 o'clock A. M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the acceptance by The City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as lots 25 and 27, block 107, on the City tax maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of 10 years, with an option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey, 1937, title 54: 4, 109-113, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that further consideration of this ordinance be deferred until the meeting of November 2, 1938, at 11 o'clock A.M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissiiner Murphy offered the following resolutions:

RESOLVED: That the sum of Twenty-two thousand six hundred forty-seven dollars and forty-two cents (\$22,647.42) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$22,647.42

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five hundred twenty dollars (\$520.00) be and the same is hereby appropriated to persons named, on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

For services in making appraisals on buildings and giving testimony at hearings before the Essex County Board of Taxation for the period from September 22nd to October 21, 1938; also assisting in the preparation of the defense in such cases.

Tax Board\$520.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four hundred eight-seven dollars and five cents (\$487.05) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance;

Postage, stamped envelopes and petty cash incidentals for Tax Receiver's Office.

Tax Receiver\$487.05

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three thousand five hundred ninety-six dollars and ten cents (\$3,596.10) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office\$ 10.60
Reserve for over-payments
Comptroller's Office 250.22
Contingent 335.28

\$ 3,596.10

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of One hundred and forty-two dollars (\$142.00) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Director's Office	\$131.00
W. P. A. Project No. 1485-7....	11.00
	<hr/>
	\$142.00

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three thousand, six hundred twenty-four dollars and sixty-eight cents (\$3,624.68) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending October 19th and October 22nd, 1938, as follows:

Shade Tree	\$ 2,410.68
Public Buildings	1,214.00
	<hr/>
	\$ 3,624.68

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Twenty-five dollars (\$25.00) be and the same is hereby appropriated to the person named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Police Courts	\$25.00
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M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-two thousand, sixty-seven dollars and forty-seven cents (\$32,067.47) be and the same hereby is appropriated to the persons named, as per certified list attached being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Weekly payroll, period ending
October 19, 1938.

Newark Airport	\$ 2,121.40
Bureau of Motors	2,188.02
Bureau of Streets	2,011.02
Bureau of Sewers	944.66
House Sewer Connections	399.43
Bureau of Street Cleaning	14,964.33
Street Construction	377.24
Bureau of Docks	769.60
Bureau of Water	8,291.77
	<hr/>
	\$ 32,067.47

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
(Without prejudice)
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four hundred forty-nine dollars and twenty-five cents (\$449.25) be and the same is hereby appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water W. P. A. Project	
3-7-871	\$449.25

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven hundred twenty-seven dollars and ninety-five cents (\$727.95) be and

the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$727.95
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M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seventeen thousand seven hundred thirty-three dollars and ninety-two cents (\$17,733.92) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water	\$17,733.92
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M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Thirty-one thousand, nine hundred eighty-one dollars and twenty-four cents (\$31,981.24) be and the same

is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Newark City Hospital	\$ 28,816.38
Convalescent Hospital	2,841.45
City Hospital Alterations..	323.41
	<hr/>
	\$31,981.24.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight hundred sixteen dollars and forty-four cents (\$816.44) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Newark City Home	\$816.44
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Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four hundred seventy-six thousand seven hundred fifty-two dollars and ten cents (\$476,752.10) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—Direct \$476,752 10

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Three hundred fifty dollars (\$350.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows:

For auditing and inspecting books and records of Taxpayers in connection with personal tax appeals, and appearing before County Board and giving testimony at hearings; also assisting in the preparation of the defense in such cases.

Tax Board	\$350.00
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Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three hundred fifty dollars (\$350.00) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and

claims of the Department of Revenue and Finance, as follows:

For auditing and inspecting books and records of taxpayers in connection with personal tax appeals, and appearing before County Board and giving testimony at hearings for period of September 21-October 19, 1938, also assisting in the preparation of the defense in such cases.

Tax Board\$350.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED: That the sum of Two thousand, fifty-five dollars and fifty-two cents (\$2,055.52) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bill contracted and chargeable to the Department of Public Affairs as follows:

Street Construction (WPA	
Project 3531-7)	\$ 1,638.39
Sewer Construction (WPA	
Project 601)	343.13
Street Construction (WPA	
Project 3531-7)	74.00
	<hr/>
	\$ 2,055.52

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that permission be and the same is hereby granted to P. Ballantine & Sons, a corporation of the State of New Jersey, to place and maintain an electrical feeder cable across Ferry Street at a distance of approximately 120 feet east of Freeman Street, said cable to be approximately 40 feet above the elevation of the top of the curb on Ferry Street at such location in accordance with a plan filed in the office of the Chief Engineer of the Department of Public Affairs;

AND BE IT FURTHER RESOLVED, that such permission be and the same is hereby given, upon the condition and provision that the said cable shall be removed within ten (10) days after the receipt by the said P. Ballantine & Sons, or its successors, of notice from the City of Newark, ordering the discontinuance of said cable, and upon the further condition and provision that the said P. Ballantine and Sons shall indemnify and save harmless the said City of Newark, its officers, agents and servants, from any and all claim or claims whatsoever for any damage to and persons, firm or corporation, arising from, or in any way connected with, the granting of said privilege, or by reason of the location, maintenance, or existence of the said cable.

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

The City of Newark being advised that the Federal Government has purchased \$10,000,000 worth of Winter clothing, consisting of men's suits and overcoats, boys' suits and women's suits, for distribution to relief clients; and,

WHEREAS, the City of Newark is in great need of the use of said heavy Winter garments for distribution to relief clients and persons who are being assigned to W. P. A. Projects; and,

WHEREAS, The City of Newark has no special funds from which the said garments can be purchased, nor any facilities to produce or manufacture such garments; and,

WHEREAS, the Overseer of the Poor of the City of Newark has been advised by the New Jersey State Director of the Commodity Distribution Division that there was to be such a very limited supply allotted by the Federal Government to the State of New Jersey that there will be no such garments in the plan for distribution to the needy citizens of the City of Newark; and,

WHEREAS, it appears that said clothing is at the Bush Terminal, Brooklyn, awaiting release orders;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that said City of Newark does hereby petition the Federal Government, the New Jersey State Director of Commodity distribution Division and the Honorable Harry L. Hopkins to make some allotment of such heavy Winter garments to the needy citizens of the City of Newark as will be a com-

mensuate and fair proportion of distribution of the same; and,

BE IT FURTHER RESOLVED, that a copy of this resolution, certified to by the City Clerk of the City of Newark, be forwarded to the President of the United States, the United States Senators for the State of New Jersey, the Congressman representing the District for Newark, and to the Honorable T. R. Trawin, New Jersey State Director of the Commodity Distribution Division, and the Honorable Harry L. Hopkins.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Director of the Department of Public Works be and he is hereby authorized to advertise for sealed proposals for the laundering of the towels used in the Bureau of Public Baths, Newark, New Jersey.

Bids to be received between the hour of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

- EREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering concrete, police and fire box castings, lantern oil and wire cable; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

HARRISON SUPPLY COMPANY,
Harrison, N. J.

Approx. 2,000 cu. yds. 1:2:4 ready mixed concrete with regular Portland cement @ \$5.43 cu. yd.

Approx. 2,000 cu. yds. 1:2:4 Ready mixed concrete with High Early Strength Portland cement @ \$6.03 cu. yd.

JOHNSON ENGINEERING COMPANY, New York City.

Approx. 24 Police and Fire Box pedestal iron castings @ \$24.92 each.

Approx. 48 Cast Iron Doors for pedestals @ \$1.40 each.

STANDARD OIL COMPANY OF
NEW JERSEY, Newark, N. J.

Approx. 12,000 gal. lantern oil in drums @ one and three-quarters cents (.01 $\frac{3}{4}$ c) per gallon above contractor's posted delivered tank

wagon price of "Standard" kerosene, with a maximum price of .09 $\frac{3}{4}$ c per gallon.

Note: Posted delivered tank wagon price on date of bid (10/25/38) .08 gal.

GRAYBAR ELECTRIC COMPANY,
Newark, N. J.

Approx. 3,000 ft. 5 wire No. 14 Latox insulated lead covered signal cable (delivered in one piece) @ \$81.00 M. ft.

Approx. 5,000 ft. 10 wire No. 14 Latox insulated lead covered signal cable (delivered in one piece) @ \$154.00 M. ft.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Duffy offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Brickote, Asphalt Blocks and Dodge automobiles, for the Department of Public Affairs.

Bids to be received between the hours of 10:00 and 10:15 A. M. on such date as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivery dairy products and groceries; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said products to the City of Newark, be and the same hereby are awarded in the amounts set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said dairy products and groceries:

M. Augenblick & Bro.	\$ 485.36
H. C. Brill Company	610.12
DeBow & Company	4,745.96
John Gialanella	1,317.01
E. F. Hersh & Bro.	911.42
Herman Kussy Company.....	9,408.17
Wilkinson Gaddis Co.	4,939.55
R. C. Williams Company	460.39

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering street and sidewalk type manhole heads and covers, reinforced concrete pipe, State Highway basin heads, common brick, piles and timbers, for WPA project in the Department of Public Affairs; also for Motor Fuel for the various Departments requiring same.

Bids to be received between the hours of 11:45 A. M. and 12:00 noon, on such date as it shall in said advertisement designate.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Murphy offered the following resolution:

WHEREAS, the Board of Assessment and Revision of Taxes desires that William W. Unterman, one of its members, attend the National Tax Association Convention, which will be held at Detroit, Michigan, from October 26th to the 28th, 1938; and recommends that he be allowed the sum of Two hundred fifty dollars (\$250.00) for expenses; and

WHEREAS, the Director of the

Department of Revenue and Finance concurs in the attendance of the said Tax Commissioner and the appropriation of Two hundred fifty dollars (\$250.00) for the purpose aforesaid;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the sum of Two hundred fifty dollars (\$250.00) be and the same is hereby appropriated to William M. Unterman, a member of the Board of Assessment and Revision of Taxes, for expenses in connection with his attendance at the National Tax Association Convention, to be held in Detroit, Michigan, from October 26th to the 28th, 1938, as a representative of The City of Newark Taxing District; and the Director of Revenue and Finance be and he is hereby authorized to make payment of said sum of Two hundred fifty dollars (\$250.00) for purpose aforesaid

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Newark Labor Relations Board has unanimously recommended that the salary of L. Hamilton Garner, as Executive Director thereof, be increased from \$5,000 per annum to \$6,000 per annum;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the salary of L. Hamilton Garner, Executive Director of Newark Labor Relations Board, be and the same is hereby in-

creased from \$5,000 per annum to \$6,000 per annum, same to be paid semi-monthly, as other salaries are paid; said increase to become effective as of November 1, 1938.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

Commissioner Murphy offered the following resolution:

WHEREAS, the Board of Commissioners of the City of Newark on July 27, 1938, passed a resolution adjusting unpaid taxes, assessments and liens on lots owned by the Handler Realty Co., Inc., and known as 142-144 Ivy Street and 146 Ivy Street, being respectively lots 38 and 26, block 4148, and did further on August 3, 1938, pass a resolution similarly adjusting unpaid taxes, assessments and liens on lots owned by the Handler Realty Co., Inc., and known as 197-199 Ivy Street, block 4262, lot 17 and 45-47 Midland Place, block 4262, lot 15; and

WHEREAS, Handler Realty Co., Inc., has paid the adjustment on lot No. 17 aforesaid, but has failed to pay within sixty days of the passage of the aforesaid resolution and adjustments on lots 38 and 26, block 4148 and lot 15, block 4262; and

WHEREAS, Handler Realty Co., Inc., has now offered to pay the adjustments aforesaid as provided in the aforesaid resolutions as follows: \$850 for lot 38, block 4148; \$850 for lot 26, block 4148 and \$840 for lot 15, block 4262;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the sum of \$850.00, \$850.00 and \$840.00 in full satisfaction and settlement of all taxes, assessments and liens on lots 38 and 26, block 4148 and lot 15, block 4262, respectively, and the amount of any such taxes, assessments and liens over and above the aforesaid market value on each of the aforesaid lots be and hereby is cancelled upon the payment of the sums aforesaid.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, giving a municipality the right to alteration, adjustment and settlement of taxes. Building improvements to be commenced on the aforesaid property within sixty days from the date hereof, otherwise this resolution is void.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, desires to file with the United States Works Progress Administration, a project application to Tan and Finish 50,000 Cattle Hides in the City of Newark; and

WHEREAS, the contribution of the United States Works Progress Administration for said project amount-

ing to \$429,726 60 is contingent upon the expenditure of \$134,580.00 by the City of Newark; and

WHEREAS, it is a part of the project proposal that not less than 80% of said hides are to be assigned to such other governmental agencies as will be designated by the Works Progress Administration, at a cost price that will cover every expense incurred by the City of Newark including rent, heat, light, power, equipment rentals, chemicals, supplies, tools and supervision as specified in said project; and

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$26,916.00 for the purpose of defraying Newark's share of the total cost of operating said project.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Meyer C. Ellenstein, Director of the Department of Public Affairs, desires to file with the United States Works Progress Administration, a project application to employ physically handicapped relief clients to repair toys, furniture, games, and small articles and equipment for free distribution to the needy in the City of Newark; and

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$182,580.00 is contingent upon

the expenditure of \$23,240.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$23,240.00 for the purpose aforesaid.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, residents of Newark are employed on W. P. A. projects located outside of the City of Newark limits; and

WHEREAS, there is immediate need of additional transportation to carry the workers from their homes in Newark to their employment outside of the City of Newark,—to the number of about 300; and

WHEREAS, unless this transportation is provided for the said number of about 300 men, they would be dropped from the W. P. A. projects, and would necessarily return to the Relief rolls of the City of Newark; and

WHEREAS, there is contained in the 1938 Budget the sum of \$30,000.00 for W. P. A. projects; and

WHEREAS, it is deemed necessary by the Board of Commissioners of the City of Newark that this fund should be used for this purpose, and to the extent of the present need to wit, the sum of \$7,200.00;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of \$7,200.00 be and the same is hereby appropriated for the purpose of engaging and providing or hiring of bus transportation for residents of the City of Newark to and from the W. P. A. projects on which they are employed outside of the limits of the City of Newark, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to provide the aforesaid sum of \$7,200.00, from the 1938 Budget appropriations of \$30,000.00, for W. P. A. projects.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Knickerbocker Ice Co., owner; for the establishment of a depot for the distribution of fuel oil in a 1st business district; premises 69 Hayes Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the

Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Were there any objections?

Mr. Rankin: The objections were all withdrawn. We got a letter from the Underwriters that there would be no increase of insurance in adjoining properties, and that satisfied them.

Mayor Ellenstein: Is there any person who would like to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

The following communication was received and read:

Board of Adjustment

Newark, N. J., October 25, 1938

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928

(40; 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

440 Clinton Avenue; Samuel A. Goldner and Albert Terberg, t/a Household Lumber & Supply Co. (H. & K. Investment Co., owner); in a 2nd business district the establishment of a retail millwork business and the use of one portable electric saw; such use to be limited to the period ending three years from date of approval by the Board of Commissioners on condition that no painting, spraying or manufacturing is to be done on the premises;

*269-277 Plane Street; W. Cyril Davies; renewal of permit for stationery gasoline pump in parking station; such use to be limited to the period of one year ending October 1, 1939;

28-36 Summer Avenue; First Ward Service Station, Inc., owner; in a 1st industrial district the repairing and washing of automobiles at existing gasoline station;

*132-134 Bank Street; Tillio Zazali; renewal of permit for automobile parking station; such use to be limited to the period of one year ending October 17, 1939;

*65-67 Washington Street; Nick Giuliano; renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 1, 1939.

Respectfully submitted,

Board of Adjustment.

R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of October 26, 1938).

Received, copy to be sent to each:

Commissioner and further action postponed until November 2, 1938.

Mayor Ellenstein: Are there any renewals?

The City Clerk: There are three renewals.

Commissioner Duffy: I move the rules be suspended in the cases of those renewals.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of W. Cyril Davis (Herman Z. Baum, owner); for the renewal of permit for stationary gasoline pump in parking station; premises 269-277 Plane Street; such use to be limited to the period of one year ending October 1, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Tillio Zazzali (Estate of Bartolomes Zazzali, owner); for the renewal of permit for automobile parking station; premises 132-134 Bank Street; such use to be limited to the period of one year ending October 17, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nick Giuliano (E. H. Miller, Inc., owner); for the renewal of permit for automobile parking station; premises 65-67 Washington Street; such use to be limited to the period of one year ending November 1, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Mayor Ellenstein: The other matters referred by the zoning board will take the usual course and be heard by the Commission on next Wednesday.

Mr. Michael Salandra: I ask that the rules be suspended in the matter of the application of the First Ward Service Station, Inc., that the rules be suspended and the application be considered at this time.

Mayor Ellenstein: I understand there was no opposition to this application before the Adjustment Board, and I will entertain a motion that the rules be suspended.

Commissioner Franklin: I move that the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of First Ward Service Station, Inc., owner; in a 1st industrial district the repairing and

washing of automobiles at existing gasoline station; premises 28-36 Summer Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioner Murphy.

Commissioner Murphy: I want to

call attention to something. On the affidavit cards of the employees, I have only received them from Directors Duffy and Byrne, and, of course, we are coming close on to pay day.

Mayor Ellenstein. We are getting ours. When will we have them?

Mr. Swain: We will have them down the latter part of the week or Monday at the latest.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOSEPH M. BYRNE, JR.
MISCHAE L. P. DUFFY,
PEARCE R. FRANKLIN.

The Board of Commissioner of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

November, 1938

Newark, N. J., November 2, 1938

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk then read the minutes in full.

Commissioner Duffy moved that the minutes as read be approved.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk presented An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation

Notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that further consideration of this ordinance be deferred until the meeting of November 9, 1938, at 11 o'clock A. M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the acceptance by The City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as lots 25 and 27 block 107, on the City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of 10 years, with an option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey, Title 54:4, 109-113, and stated that today was the time fixed for a

further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that further consideration of this ordinance be deferred until the meeting of November 9, 1938, at 11 o'clock A. M.

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance entitled A Supplement to an ordinance entitled "An Ordinance creating the Department of Central Purchase in The City of Newark, providing for the personnel, maintenance and administration thereof, and defining, regulating and prescribing the functions thereof," adopted August 8, 1933, as amended or supplemented, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

Commissioner Murphy: Commissioner Duffy, that is yours, is that right?

Commissioner Duffy: That is right.

Commissioner Murphy: I would like to ask a delay on that for a week, if possible, due to the fact that the new system we are installing downstairs, I have some recommendations I want to make to you for consideration in order to dovetail the set-up into the purchasing division, work them more closely together. And I have got some recommendations that I want to present to you for consideration if you will delay it a week.

Commissioner Duffy: It is perfectly agreeable to me. These rules are in force at the moment but we were advised we should draft an ordinance to avoid any legal technicalities. It is perfectly agreeable to me. And I

did forward copies to all the Commissioners two weeks ago.

Commissioner Murphy: Yes, I have a copy but I have not been able to catch up with it due to other things; and I have been handicapped by sickness and other things; I was out a week myself.

Commissioner Duffy: It is perfectly agreeable to me. I move that further consideration of this ordinance be deferred until the meeting of November 9, 1938, at 11 o'clock A. M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance for the vacation of Wood Street from a line intersecting the easterly line of South 14th Street at a point in the same distant 91.84 feet northeasterly from the northeasterly corner of South 14th Street and Sixteenth Avenue, said intersecting line being the northerly line of land now or formerly of Johanna Hoferer, northeasterly 66.50 feet to a terminus of said Wood Street at the southerly line of land now or formerly of Achille Diouguardo, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance providing for the vacation of Wood Street from a line intersecting the easterly line of South 14th Street at a point in the same distant 91.84 feet northeasterly from the northeasterly corner of South 14th Street and Sixteenth Avenue, said intersecting line being the northerly line of land now or formerly of Johanna Hoferer, northeasterly 66.50 feet to a terminus of said Wood Street at the southerly line of land now or formerly of Achille Diouguardo.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The clerk then read the ordinance by sections.

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that

said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of An Ordinance providing for the vacation of Wood Street from a line intersecting the easterly line of South 14th Street at a point in the same distant 91.84 feet northeasterly from the northeasterly corner of South 14th Street and Sixteenth Avenue, said intersecting line being the northerly line of land now or formerly of Johanna Hoferer, northeasterly 66.50 feet to a terminus of said Wood Street at the southerly line of land now or formerly of Achille Diouguardo, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the vacation of Wood Street from a line intersecting the easterly line of South 14th Street at a point in the same distant 91.84 feet northeasterly from the northeasterly corner of South 14th Street and Sixteenth Avenue,

said intersecting line being the northerly line of land now or formerly of Johanna Hoferer, northeasterly 66.50 feet to a terminus of said Wood Street at the southerly line of land now or formerly of Achille Diou-guardo.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled: "Zoning Ordinance of the City of Newark," adopted January 8, 1930, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance? Isn't somebody here?

The City Clerk: Mr. Convery was here and said he would be here if there were any objections.

Mayor Ellenstein: You want to object to the easterly side of a street that parallels Frelinghuysen Avenue?

Mr. H. W. Porter, President, H. W. Porter & Company, 825 Frelinghuysen Avenue: Yes, sir.

Mayor Ellenstein: Your property is on Frelinghuysen Avenue?

Mr. Porter: Yes.

Mayor Ellenstein: It seems to appear that is well taken because of Frelinghuysen Avenue being in an industrial zone, and the property—let us see, what street is that?

Mr. Porter: Ross.

The City Clerk: There are some people in the audience who do not choose to stand up and who are interested in this, and it will be necessary to talk loudly.

Mayor Ellenstein: Who are interested in this ordinance?

The City Clerk: Yes, sir.

Mayor Ellenstein: You mean to object to the ordinance or approve of it?

Mr. Rankin: That is another section; that is the Sheffield Street section.

Mayor Ellenstein: This is all one ordinance.

The City Clerk: Why don't you ladies and gentlemen stand up here?

Mayor Ellenstein: I might explain to the city commission it is just a question of changing the easterly side of Ross Street. That will be done in a subsequent ordinance. An ordinance will be introduced next week so you won't be affected at all on that side of the street.

Mr. Porter: That is very fine. Thank you.

Mayor Ellenstein (indicating on blueprint): Frelinghuysen Avenue is here and Mr. Porter owns property along here. This ordinance requires that this be changed from a second to a third residential section. Both sides of Ross Street. It is now industrial. The east side of Ross Street is industrial, but it was thought by making both sides the same, a third residential, that it would create more harmony. But Frelinghuysen Avenue being industrial, and Mr. Porter and these other industries having purchased this property—of course, that

can be changed by a subsequent ordinance.

Mr. Porter: And that will go through next week?

Mayor Ellenstein: Yes, changing the easterly side of Ross Street from Third Residential to an industrial zone. As a matter of fact, Mr. Porter, it will be introduced today. The ordinance is ready and it will be introduced today.

Bishop J. W. Dickerson, 13 Milton Street:

I am concerned in the property at 93 Sheffield Street, the church.

Mayor Ellenstein: Have you a blueprint of that, 93 Sheffield Street?

Mr. Rankin: Yes, that is with the others.

Mayor Ellenstein: Where is your organization?

Bishop Dickerson: 93 Sheffield Street.

Mayor Ellenstein: Are you objecting to this being changed from an industrial zone to a third class residential? Are you objecting to that?

Bishop Dickerson: Do I understand that you are going to take over the church property?

Mayor Ellenstein: Well, I don't know. That rests with the housing authority. What is being done here today is changing these three square blocks, anticipating that James Street, Sheffield Street and Lemon Street in one instance, and Lemon, Nesbitt Street, Orange Street and Sheffield Street in another instance; and in the third, Sheffield Street, Orange Street, Boyden Street and James Street; those three blocks now are zoned for industry, that is, any industry can move in any one of those

three blocks. This ordinance changes it from industrial to third class residential. That means apartment houses can be built there, do you see?

Bishop Dickerson: Yes.

Mayor Ellenstein: Now, whether the church is going to be taken or not, this commission cannot say; that would depend on the housing authority. But it would not affect your property except if you were an industrialist in the area and it being changed from industrial to residential, then you might see some objection to it. But if you have your church there or any of your residences in those three blocks, it being changed from an industrial zone to a residential zone it would meet more with the accord to the use to which you put your property. But as to whether the church is going to be taken or what part of the property is going to be taken, that rests entirely with the Newark Housing Authority.

Bishop Dickerson: Thank you.

Mayor Ellenstein: In so far as the residents are concerned, this ordinance really improves your property, because now any industry can go into that location and build an industry right alongside of your house and this Commission would be powerless to stop it from so doing.

Mr. Walter Kane: I live on Lemon Street. That is a residential neighborhood.

Mayor Ellenstein: That is now under the industrial zone.

Mayor Ellenstein: This ordinance changes it to a third class residential zone; no industry can come in there unless they come before the Zoning Board and then come before the City Commission.

The City Clerk; It restricts factories from your neighborhood.

Mayor Ellenstein: Except by permission from the Zoning Board and this Commission.

Bishop Dickerson: Do you know when we will be notified about all this?

Mayor Ellenstein: You will have plenty of time. If any property is taken the Housing Authority will pay its value of the property taken if any housing project is to go in that area. But to make it more uniform if one of these blocks is taken and the other two blocks remain industrials in character, it won't be a very fit place to live with all those factories around it. And all the City Commission is doing now, at the suggestion of the Housing Authority, is to make the whole area uniform so you cannot have any industries in there, and it will be a better place in which to live.

Mrs. Kane: Well, that is what I wanted to ask, that question, because we have been there for some odd fifty years right there in one place, and it is really our home; and I have a mother about 85 years old and she becomes quite upset about the matter.

Mayor Ellenstein: Well, you see, this really improves your property because it changes it from an industrial zone to a third class residential zone.

Mrs. Kane: That will make us move?

Mr. Edward Bucher, 132 Dayton Street: Does that apply to Dreamland Park also?

Mayor Ellenstein: Part of it. The Dreamland Park site proper is in the industrial zone. It is now being changed into a third residential zone.

Mr. Bucher: Does that take in the whole block?

Mayor Ellenstein: No, it doesn't take in that whole block. One part across the street remains in a second residential zone so no apartment houses can be built there, but at a line approximately 100 feet from Foster Street, beginning there down to Evergreen Avenue that is being changed from an industrial zone to third class residential, all that property. I can show it to you on this blueprint, if you care to step up here.

(Discussion out of hearing of stenographer.)

Mayor Ellenstein: Both sides of Sheffield Street are included in that zone.

Mr. Charles H. Clark, 237 Amherst Street, East Orange; I own 107-107½ Sheffield Street. Is that in that zone?

Mayor Ellenstein: Yes, that is in the zone.

Mr. Clark: I want to ask, you said it would change from—

Mayor Ellenstein: From industrial to third class residential.

Mr. Clark: Was it an industrial section first?

Mayor Ellenstein: It is now.

Mr. Clark: And you changed it?

Mayor Ellenstein: We are now changing that under this ordinance from an industrial zone to third class residential so no industry can come in there without getting special permission. Now any industry could come in alongside of your house and start an industry and the City Commission or you could do nothing about it; but in this change to third class residential no industry can come in any of that location without

first coming before the zoning board and then to the City Commission. So it really improves your property.

Mr. Clerk: What was that first, second class as now?

Mayor Ellentsein: Now it is an industrial zone, and this will prohibit industries from coming in there and only restrict it to third class residences, which includes apartment houses. Is there any other person who desires to be heard on this ordinance?

There being no one else to be heard, Commissioner Duffy moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled: "Zoning Ordinance of the City of Newark," adopted January 8, 1930.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The clerk then read the ordinance by sections.

Title declared open to amendment

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Commissioner Duffy moved that the title of An Ordinance to amend an ordinance entitled: "Zoning Ordinance of The City of Newark," adopted January 8, 1930, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled: "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance, and moved its adoption on first reading.

The clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The Board of Commissioners of the City of Newark do ordain:

1. That an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, be and the same is hereby amended by extending the first industrial district as shown on the zoning map so as to include the area described as follows:

Bounded on the south by Evergreen Avenue; on the east by a line 100 feet east of and parallel to the easterly line of Ross Street; on the north by the southerly line of the tract of land known and designated as Dreamland Park; and on the west by Ross Street;

and that the zoning map which accompanies the ordinance to which this ordinance is an amendment be and the same is hereby changed so as to include within the first industrial district the area above described.

2. All ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

3 This ordinance shall take effect upon final passage of publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that November 16, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: This ordinance will come up for second reading and final passage two weeks from today, on November 16, 1938.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Fifty-three thousand six hundred thirty-seven dollars and fifty-one cents (\$53,637.51) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance as follows:

Director's Office	\$ 60.57
Comptroller's Office	25.00
Auditor's Office	11.00
Treasurer's Office	7.25
Tax Receiver	10.00

District Courts	31.48
Surplus and Deficiency	630.55
Reserve for Over-pay- ments Comptroller's Of- fice	1,210.84
1938 Taxes	51,650.82
	<hr/>
	\$ 53,637.51

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Twenty-two thousand six hundred twenty dollars and thirty-seven cents (\$22,620.37) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from October 16, 1938, to October 31, 1938.

Director's Office	\$ 1,341.65
Controller's Office	2,899.06
Auditor of Accounts	1,970.00
City Treasurer's Office	688.31
Receiver of Taxes	2,559.52
Arrears of Personal Taxes ..	1,901.95
Board of Ass't and Revis- ion of Taxes	7,702.46
Revaluation Bureau	404.14
Board of Ass't for Local Impr.	869.98
First District Court	1,179.16
Second District Court	1,104.14
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	\$ 22,620.37

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Seventy-eight dollars and eighteen cents (\$78.18) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Bureau of Central Purchase.....\$78.18

M. P. Duffy
 Pearce R. Franklin
 Jos. M. Byrne, Jr.
 Vincent J. Murphy
 M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two hundred twenty-seven thousand, one hundred forty-two dollars and eleven cents (\$227,142.11) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from October 16th to 31st, 1938, incl., as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	2,009.48
First Criminal and Fam- ily Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	208.33

Bureau of Central Purchase	2,094.26
Police Division	133,294.65
Fire Division	82,718.82
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	\$227,142.11

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Four thousand six hundred seventy dollars (\$4,670.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

W. P. A. Sewing Project	
336-7	\$4,670.00

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-seven thousand, eight hundred thirty-nine dollars and fifty-eight cents (\$97,839.58) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of

Public Works for the last half of October, 1938, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	23,038.60
Newark City Hospital	23,483.84
Convalescent Hospital	1,972.21
Newark City Home	3,188.52
Bureau of Baths	5,189.14
Newark City Alms House	2,578.60
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,049.98
Emergency Relief Administration	27,904.99
Law Department	3,880.79
Board of Adjustment	160.00
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	\$ 97,839.58

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six hundred thirty-three dollars and thirty-three cents (\$633.33) be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works from October 1st to 31st, 1938, as follows:

United States Social Hygiene \$633.33

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighteen thousand seventy-one dollars and forty-three cents (\$18,071.43) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Ivy Hill Power Plant	\$ 543.17
Bureau of Baths	2,853.85
City Hospital Alterations..	12,477.26
Columbus Day Celebration ..	599.50
Director's Office	124.23
Public Outing	60.00
Board of Adjustment	167.25
Law Department	1,141.42
City Sundries	104.75
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	\$ 18,071.43

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Six dollars (\$6.00) be and the same is hereby appropriated to the person named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Printing and Stationery\$6.00

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three thousand, six hundred seventy-eight dollars and seventy-seven cents (\$3,678.77) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending October 26th and October 29th, 1938, as follows:

Shade Tree	\$2,442.77
Public Buildings	1,236.00
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	\$3,678.77

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven thousand, three hundred dollars and forty-eight cents (\$11,300.48) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from October 16th to October 31st, 1938, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,773.09
Municipal Farmers' Market	116.66
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49

W. P. A. Project No.	
1485-7	145.83
Centre Market	111.60
	<hr/>
	\$11,300.48

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Forty-eight thousand four hundred forty-one dollars and seventy-three cents (\$48,441.73) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, semi-monthly payroll, period October 16-Oct. 31, 1938, incl

Director's Office	\$ 1,439.57
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	2,899.95
Sidewalks	216.66
House Sewer Connections..	360.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,031.58
Bureau of Surveys	3,101.66
Engineering Division	1,028.83
Bureau of Motors	1,927.63
Bureau of Water	19,459.48
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations	
Board	238.33
City Railway	854.16

Airport Construction ..	1,715.00
Bureau of Sewer Construc-	
tion	924.57
City Clerk	3,054.07
Elections	365.00
	<hr/>
	\$ 48,441.73

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
(without prejudice)
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five hundred ninety-eight dollars and forty-nine cents (\$598.49) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Care and Relief of Indigent	
Children	\$302.11
Streets	296.38
	<hr/>
	\$598.49

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three thousand two hundred forty-nine dollars (\$3,249.00) be and the same hereby is appropriated to the

persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Airport Construction\$3,249.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One hundred fifty-six dollars and sixty-three cents (\$156.63) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Labor Relations Board\$ 28.63
City Clerk's Office 128.00
\$156.63

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One thousand, three hundred fifty-four dollars and seventy cents (\$1,354.70) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$1,354.70

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-one thousand eight hundred five dollars and twenty-three cents (\$31,805.23) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

City Treasurer, weekly payroll, period ending October 26, 1938.

Newark Airport\$ 2,220.55
Bureau of Motors 2,177.86
Bureau of Streets 1,750.64
Bureau of Sewers 920.33
House Sewer Connections.. 459.38
Bureau of Street Cleaning 14,846.39
Street Construction 377.24
Bureau of Docks 777.80
Bureau of Water 8,275.04
\$ 31,805.23

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-eight dollars (\$38.00) be and the same hereby is appropriated to the persons named, as per certified

list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water\$38.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One thousand and thirteen dollars (\$1,013.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Water (WPA Project
3-7-871)\$1,013.00

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two thousand, seven hundred ten dollars and ninety-two cents (\$2,710.92) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs as follows:

Street Construction
(WPA Project No. 3531)....\$ 50.00
Street Construction
(WPA Project No. 3531).. 2,660.92

\$2,710.92

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the following bond be and the same is hereby approved as to sufficiency:

BILL POSTER

Atlas Advertising Distributing Company.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED: By the Board of Commissioners of the City of Newark that Resolution No. 3613-F, adopted by this Board on October 26, 1938, be and the same is hereby rescinded.

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Franklin, Murphy, Duffy, Mayor Ellenstein.

Commissioner Byrne not voting.

WHEREAS: An emergency has arisen with respect to residents of Newark employed on W. P. A. projects located outside of the City of Newark; and,

WHEREAS: There is immediate need of additional transportation to bring the workers from their homes in Newark to their employment outside of the City of Newark, to the extent of about 300 persons; and,

WHEREAS: Unless said transportation is provided for said 300 men they will be discharged from said project and may be returned to the relief rolls of the City of Newark; and,

WHEREAS: In the opinion of this Board it is for the general welfare of the City and the people involved that such men be kept at work rather than be placed on the relief rolls; and,

WHEREAS: No adequate provision was made in the 1938 Budget of the City of Newark for the aforesaid purpose; and,

WHEREAS,

Rev. Stats. 40:2-31,

provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS: The total amount of emergency appropriations created, including the appropriation to be created by this resolution, is \$121,996.36, and 3% of the total current operating appropriations in the budget for 1938 is \$437,008.80;

NOW, THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark that an emergency appropriation be and the same is hereby made, pursuant to Rev. Stats. 40: 2-31, in the total amount of seventy-two hundred dollars (\$7,200.00); and,

BE IT FURTHER RESOLVED: That said appropriation shall be provided for in full in the 1939 Budget; and,

BE IT FURTHER RESOLVED: That an emergency note, not in excess of the above amount be and the same is hereby authorized, pursuant to Rev. Stats. 40:2-31, and in accordance with the provisions of Rev. Stats. 40: 2-40 and 40-2-41, and 40: 2-43 to 40:2-46; and,

BE IT FURTHER RESOLVED: That said note shall be dated November 2, 1938, and may be renewed from time to time, and such note and such renewals thereof shall be payable on or before December 31, 1939; and,

BE IT FURTHER RESOLVED: That a copy of this resolution be filed forthwith with the Commissioner of Local Government.

M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Murphy offered the following resolutions:

WHEREAS: The Board of Assessment and Revision of Taxes submits that for the year 1935 an erroneous

assessment was made on the property at 528 Bergen Street, Block 2600, Lot 39, in The City of Newark, New Jersey, the owner of which is Boleslaw Kostrewski, in that the assessing clerk, in carrying over the assessment for the year 1935 from the records of 1934, erroneously carried over the assessment against the property at 524 Bergen Street of Thirteen thousand two hundred dollars (\$13,200), whereas he should have carried over the amount of Seven Thousand and One Hundred Dollars (\$7,100); and,

WHEREAS: It is the opinion of the Board of Assessment and Revision of Taxes that the assessment should be corrected to conform to the correct valuation; and

WHEREAS: The said Boleslaw Kostrewski has paid the tax of One hundred twenty-nine dollars and fifty-eight cents (\$129.58) on account of his taxes for 1935, leaving a balance of Three hundred thirteen Dollars and ninety-four cents (\$313.94); and

WHEREAS: Said balance ought to be One Hundred eight dollars and ninety-eight cents (\$108.98) and is therefore excessive to the amount of Two hundred four dollars and ninety-six cents (\$204.96);

THEREFORE, BE IT RESOLVED; By the Board of Commissioners of The City of Newark that the assessment for the year 1935 on premises known as 528 Bergen Street, Newark, New Jersey, be corrected to Land One thousand one hundred dollars (\$1,100), Improvements Six thousand dollars (\$6,000), Total Seven thousand and one hundred dollars (\$7,100) tax Two hundred thirty-eight dollars and fifty-six cents (\$238.56), and that the Comptroller be authorized and directed to correct his records accordingly and cancel the excessive balance of Two Hundred Four Dollars and Ninety-six Cents (\$204.96) of record.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: The personal property of Gabriel Snubber, S. & S. Company, 7-9 Hoyt Street, Newark, New Jersey, was on October 1, 1936, assessed at a valuation of Twenty-five Hundred Dollars (\$2,500) for the year 1937; and

WHEREAS: It appears that the business was then in process of liquidation and discontinued in December, 1936, and moved out of town early in 1937; and

WHEREAS: It appears that a proper assessment on the personalty at that time would have been Five Hundred Dollars (\$500.), on which assessment the owner has agreed to pay; and

WHEREAS: There appears to be an impairment of the assessment as contemplated under H. S. 54:4-97 and 98; and

WHEREAS: The tax on the original assessment amounted to Ninety-two Dollars and Twenty-five Cents (\$92.25), and the tax upon the amount of Five Hundred Dollars (\$500.00) amounted to Eighteen Dollars and Forty-five Cents (\$18.45);

THEREFORE, BE IT RESOLVED; By the Board of Commissioners of the City of Newark that the assessment for personal property of Twenty-five Hundred Dollars (\$2,500.) against Gabriel Snubber, S. & S. Company, 7-9 Hoyt Street, Newark, New Jersey, for the year 1937 be and

the same is reduced to Five Hundred Dollars (\$500), and that the Receiver of Taxes be directed to change his records accordingly and to cancel the difference between the original tax of Ninety-two Dollars and Twenty-five Cents (\$92.25) and Eighteen Dollars and Forty-five Cents (\$18.45) by the sum of Seventy-three Dollars and Eighty Cents (\$73.80).

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: Price Brothers, 1006/08 and 985 Broad Street, in chancery, claim filed February 23, 1937

1935 Personal Tax	\$1,008.00
1936 Personal Tax	323.85
1937 Personal Tax	313.65

making a total of \$1,645.50;

WHEREAS: The Receiver has declared a final dividend of \$950.20;

BE IT RESOLVED: That the Tax Receiver be authorized to accept same and apply on the 1935 personal tax and the balance of the 1935 personal tax in the amount of \$57.80, the 1936 personal tax in the amount of \$323.85 and the 1937 personal tax in the amount of \$313.65, making a total of \$695.30 be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: National Motor Freight Terminal, 80 Commercial Street, bankrupt in bankruptcy, claim filed June 16, 1936:

1935 Personal Tax	\$168.00
1936 Personal Tax	190.50

making a total of \$358.50 flat;

WHEREAS: The Receiver has declared a first, last and final dividend of \$11.75, balance in the estate;

BE IT RESOLVED: That the Tax Receiver be authorized to accept same and apply on the 1935 personal tax and the balance of the 1935 personal tax in the amount of \$156.25 and the 1936 personal tax in the amount of \$190.50 be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: Angelo Barraco, trading as Modern Floor Service, 833 Bergen Street, bankrupt in bankruptcy, claim filed July 7, 1936;

1935 personal tax	\$16.80
1936 personal tax	19.50

making a total of \$35.85 flat;

WHEREAS: The Receiver has declared a first, last and final dividend of \$2.59, balance in the estate.

BE IT RESOLVED: That the Tax Receiver be authorized to accept same and apply to the 1935 personal tax and the balance of the 1935 personal tax amounting to \$14.21 and

the 1936 personal tax in the amount of \$19.05, making a total of \$33.26 be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: Crawford's, Inc., 919 Broad Street, bankrupt in bankruptcy, claim filed November 20, 1934;

1932 personal tax	\$380.00
1933 personal tax	328.00
1934 personal tax	365.00

making a total of \$1,073.00, flat;

And on February 11, 1935 we filed a supplementary claim against the above for the 1935 personal taxes in the amount of \$336. flat, making a final total of \$1,409. flat;

WHEREAS: The Receiver has declared a first, last and final dividend of \$389.58 being the balance in the estate;

BE IT RESOLVED: That the Tax Receiver be authorized to accept same and apply \$380 against the 1934 personal tax and \$9.58 against the 1933 personal tax, making a total of \$389.58 and the balance of the 1933 personal tax in the amount of \$318.42 the 1934 personal tax amounting to \$365 and the 1935 personal tax amounting to \$336., making a total of \$1,019.42, be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: Relda Restaurant, 7 Hill Street and 929 Broad Street, in chancery, claim filed February 8, 1937 for the 1937 personal tax in the amount of \$184.50 and a supplementary claim for the 1936 personal taxes on July 8, 1937 in the amount of \$190.50, making a total of \$375. flat;

WHEREAS: A compromise was made with the Law Department to accept \$49.75 to be applied against the 1937 personal tax as this is the balance in the estate;

BE IT RESOLVED: That the Tax Receiver be authorized to accept same and apply on the 1937 personal tax and the balance of the 1937 personal tax in the amount of \$134.75 and the 1936 personal tax in the amount of \$190.50, making a total of \$325.25 be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That in order to accommodate Public purposes in the City of Newark, Public Service Coordinated Transport be and it is hereby requested and directed to relocate its pole on south side of Chestnut street east of Jefferson street, as indicated on map or plan numbered 2886-A and

entitled "Public Service Coordinated Transport, Distribution Department. Proposed Relocation of Pole in Chestnut street, near Jefferson street. Newark, N. J." dated October 22, 1938, hereto attached and made a part hereof, and that said pole be and is hereby relocated as shown on said map or plan.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: Meyer C. Ellenstein, Director of the Department of Public Affairs, desires to file with the United States Works Progress Administration, a project application to conduct an Industrial Survey of the City of Newark, and

WHEREAS: The contribution requested of the United States Works Progress Administration for said project amounting to \$368,051.20 is contingent upon the expenditure of \$25,096.00 by the City of Newark;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$25,096.00 for the purpose aforesaid.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas. Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne, Murphy not voting.

WHEREAS: Meyer C. Ellenstein, Director of the Department of Public Affairs is filing with the United States Works Progress Administration a project application to make an Industrial Survey among employees in the Newark area to determine the needs of industry; and

WHEREAS: It is the unanimous opinion of the Advisory Committee appointed to recommend an Executive Director to supervise said project that John E. Bebout is well qualified by training, experience and general character to fill the position of Executive Director of the Industrial Survey Project;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark that John E. Bebout be and he is hereby appointed to the position of Executive Director of the City Industrial Survey Project, at an annual salary of \$5,000, payable as other salaries are payable; such appointment to become effective when the project is approved by the United States Works Progress Administration.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne, Murphy not voting.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Tire Chains for the Department of Public Affairs and Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Paper Cups, Toilet Tissue, Building Brick, Sand, Stone, Cement and Lime, for the various Departments requiring same; retreading tires and furnishing and delivering Asphalt Cement, Mineral Filler, and Tar Cold Patch for the Department of Public Affairs, also for Dodge Automobile for the Department of Parks and Public Property.

Bids to be received on such date and at such times as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED: That the Director of the Department of Public Affairs be, and he hereby is, authorized and directed to advertise for sealed proposals for the sale by The City of Newark for junked automobiles and trucks now in the possession of said Department, and to dispose of such equipment to the highest bidder, or bidders, for cash. Said proposals are to be received at such time and place as the said Director shall, in proper advertisement, designate.

M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS: In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Leather and Shoe Findings, for use in the Department of Public Works, therefore be it

RESOLVED: By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said material to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and

the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said leather and shoe findings:

MEISEL BROTHERS—

Approx. \$467.38 @ unit prices on file in the Department of Central Purchase.

TOPLANSKY BROTHERS—

Approx. \$1,087.57 @ unit prices on file in the Department of Central Purchase.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commission Murphy.

WHEREAS: In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and erecting Frame Building (Transmitter House) at Newark Airport, therefore be it

RESOLVED: By the Board of Commissioners of the City of Newark that the contract for furnishing and erecting said building for the City of Newark, be and the same hereby is awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amount of its bid being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of New-

ark, proper contract for furnishing and erecting said building:

KARL VOGELSBURG—

Newark, N. J.

One (1) frame building 20 x 20 feet x 16 feet high (Titled Transmitter House at Newark Airport) furnished and erected for \$772.00.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Byrne offered the following resolution:

WHEREAS: In accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Director of the Department of Parks and Public Property publicly solicited, received and opened bids for demolishing the brick and frame buildings located at 221-223-225-229-231 Mulberry Street, Newark, New Jersey; and

WHEREAS: Gerber Wrecking Company has agreed to pay the City of Newark the sum of Two hundred and fifty-five dollars (\$255.00) for doing the said work, said bid being the highest responsible bidder, and which bid has been accepted;

THEREFORE, BE IT RESOLVED: By the Board of Commissioners of the City of Newark, New Jersey, that the contract for the demolishing the brick and frame buildings located at 211-223-225-229-231 Mulberry Street, in Newark, New Jersey, be and the same is hereby awarded to Gerber

Wrecking Company, for the sum of Two hundred and fifty-five dollars (\$255.) and the Director of the Department of Parks and Public Property and the City Clerk are hereby authorized to execute the said contract on the part of the City of Newark.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That sealed proposals received by the Department of Central Purchase on October 20, 1938, for furnishing and delivering Milk and Cream, be and the same hereby are rejected and said Department of Central Purchase be and it hereby is authorized and directed to re-advertise for sealed proposals for milk and cream.

Bids to be received on such date and at such times as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Commissioner Murphy offered the following resolution:

RESOLVED: That Louis H. Reiss be and he is hereby appointed Acting Treasurer of the City of Newark at a salary of Five Thousand Dollars (\$5,000.00) per annum to be paid semi-monthly as other salaries are paid, effective as of November 1, 1938, to fill vacancy created by the death of Joseph M. Byrne.

The City Clerk is further directed to send a certified copy of this resolution to each of the City depositories as evidence of the authority of the said Louise H. Reiss as such Acting Treasurer.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS; A vacancy exists in the rank of Captain in the Fire Division, Department of Public Safety, and there being no Civil Service eligible list for said position;

NOW, THEREFORE, BE IT RESOLVED: That Fireman Joseph A. Killoran is hereby promoted to the rank of Acting Captain in said Fire Division, Department of Public Safety, pending results of Civil Service examination, at an annual salary of \$3,000, payable semi-monthly as other salaries are paid, effective November 2nd, 1938.

M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Samuel A. Goldner and Albert Herberg, t/a Household Lumber & Supply Company (H. & K. Investment Co., owner); in a 2nd business district the establishment of a retail millwork business and the use of one portable electric saw; premises 440 Clinton Avenue; such use to be limited to the period ending three years from date hereof on condition that no painting, spraying or manufacturing is to be done on the premises;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., November 1, 1938.

The Board of Commissioners of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes 1937) that the following applications for variations from the terms of the Zoning Ordinance be allowed:

*53-65 Park Street; Michael Fakelman; renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 12, 1939.

*49-51 Warren Street; Amy A. Kenny, owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 14, 1939;

*98-104 Maple Avenue (rear); Arthur J. Brunner; renewal of permit for automobile repair shop; such use to be limited to the period of one year ending August 22, 1939;

*25-27 East Alpine Street; Mrs. Annie Miner; renewal of permit for

automobile parking station; such use to be limited to the period of one year ending October 21, 1939;

*1021-1023 Broad Street; The Universal Motors, Inc.; renewal of permit for automobile sales station; such use to be limited to the period of one year ending November 1, 1939;

*140 Lehigh Avenue; George F. Weber; in a 1st residence district the conversion of a one-family dwelling into a two-family dwelling;—(No objectors).

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of November 2, 1938).

Received and copy to be sent to each Commissioners and further action postponed to November 9, 1938.

Commissioner Franklin: I move the rules be suspended in the cases of the four renewals.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Michael Fakelman (Forest & Lake Realty Co., owner); for the renewal of permit for automobile parking station; premises 63-65 Park Street; such use to be limited to the period of

one year ending November 12, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Arthur J. Brunner (Conrad Throm, owner); for the renewal of permit for automobile repair shop; premises 98-104 Maple Avenue (rear); such use to be limited to the period of one year ending August 22, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of New-

ark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Mrs. Annie Miner (John C. Lloyd, et al, owners); for the renewal of permit for automobile parking station; premises 25-27 East Alpine Street; such use to be limited to the period of one year ending October 21, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS: On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing that the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of The Universal Motors, Inc., (United States Savings Bank, owner); for the renewal of permit for automobile sales station; premises 1021-1023 Broad Street; such use to be limited to the period of one year ending November 21, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED: By the Board of Commissioners of the City of Newark, that said recommendations of Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matters will take the usual course and be heard by the City Commission one week from today on November 9th.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN
M. P. DUFFY
PEARCE R. FRANKLIN
JOS. M. BYRNE, JR.
VINCENT J. MURPHY

The Board of Commissioners of
The City of Newark, New Jersey

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., November 9, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk read the minutes of the previous meeting in full.

Commissioner Franklin moved that the minutes as read be approved.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk: Mr. Mayor, this is the day and the time fixed for the further hearing on the ordinance providing for the issuance of \$500,000 public improvement bonds of the City of Newark and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

The City Clerk presented An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length.

An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds.

The Board of Commissioners of the City of Newark do ordain as follows:

Section 1. It is hereby determined and stated that it is necessary that the City of Newark shall raise money for the purpose of financing the cost of constructing four swimming pools in the public parks or playgrounds known as Hayes Park East and Hayes Park West, and in the public playground abutting on Boylan street, and upon the municipally owned property supervised by the Department of Public Affairs on Clifton Avenue; and that said purpose is not a current expense of said City, and that it is necessary to finance said purpose by the issuance of obligations of said City, pursuant to the Local Bond Law of New Jersey, as hereinafter provided.

Section 2. It is hereby stated, pursuant to said Local Bond Law, that (a) the estimated maximum amount of money necessary to be raised from all sources for said purpose is \$1,286,423.83, of which \$636,423.83 has heretofore been contributed or is hereafter to be contributed in labor or materials by the Works Progress Administration of the United States of America; (b) the estimated maximum amount of money necessary to be raised by said City from all sources for said purpose is \$650,000, of which \$150,000 has heretofore been raised by the issuance of bonds of said City; (c) the maximum amount which is to

be charged as a part of the cost of such purpose and which is necessary to finance interest on obligations issued to finance such purpose or to finance engineering or inspection costs and legal expenses, or to finance the cost of the issuance of such obligations, as provided in Section 40: 1-55 of said Local Bond law, is \$105,000; and (d) the estimated maximum amount of bonds or notes to be issued for said purpose is \$500,000, in addition to the bonds of the aggregate principal amount of \$150,000 heretofore issued for said purpose.

Section 3. Pursuant to Section 40: 1-12 of said Local Bond Law, the sum of \$33,333.34 shall be included as a down payment to finance said purpose in the budget of said City for the fiscal year beginning January 1, 1939, in addition to any sums which may otherwise be required to be appropriated in said budget for the payment of interest on or any maturing principal of the obligations authorized to be issued by this ordinance.

Section 4. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding Five Hundred Thousand Dollars (\$500,000) to be designated "Public Improvement Bonds," are hereby authorized to be issued pursuant to said Local Bond Law. Said bonds shall bear interest at a rate which shall not exceed six per centum (6%) per annum. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, Bond Anticipation Notes of said City of an aggregate principal amount not exceeding Five Hundred Thousand Dollars (\$500,000) are hereby authorized to be issued in anticipation of the issuance of said bonds, pursuant to said Local Bond Law. Said notes shall bear interest at a rate which shall not exceed six per centum (6%)

per annum, and may be renewed from time to time pursuant to and within the limitations prescribed by said Local Bond Law. All matters with respect to said notes not determined by this ordinance shall be determined by resolutions to be hereafter adopted. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. It is hereby determined and declared that the period of usefulness of said purpose is a period of fifteen years, computed from the date of said bonds.

Section 7. No part of the cost of financing said purpose has been or is to be specially assessed against property specially benefited thereby.

Section 8. It is hereby determined and declared that the Supplemental Debt Statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 40: 1-76 of said Law, is increased by this ordinance by Five Hundred Thousand Dollars (\$500,000), and that the issuance of said obligations is permitted by an exception to the debt limitations prescribed by said Law, contained in Subdivision (d) of Section 40: 1-16 of said Law.

Section 9. This ordinance shall take effect twenty days after the first

publication thereof after final passage.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Commissioner Franklin moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

The Clerk then read the ordinance by sections.

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

Section 8 declared open to amendment.

Section 9 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Franklin, Duffy, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

Commissioner Franklin moved that the title of An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas. Commissioners Franklin, Duffy, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

The Clerk then read the title of the ordinance as follows:

An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Franklin, Duffy, Murphy, Mayor Ellenstein.

Nays: Commissioner Byrne.

The following communications were ordered incorporated in the minutes:

"City of Newark, New Jersey
Department of Revenue and Finance

Vincent J. Murphy, Director
A. J. Cozzolino, Deputy Director

November 9, 1938.

Hon. Meyer C. Ellenstein, Director,
Department of Public Affairs,
City Hall, Newark, New Jersey.

Dear Director:

"In voting today for the \$500,000.00 Swimming Pool Bond Ordinance, as you know I have always favored completion of the pools, which were started by the previous City Commission long before I took office in May, 1937. My primary objection was based upon the belief that the amount about to be appropriated was inadequate and that the work should be completed by private contracts, whereby the work would be done under a bond with a guarantee that the

pools would be completed under contracted specifications and within a definite time.

"Ever since I took office I have endeavored to secure detailed authentic figures concerning the pool projects and that lacking such figures I was unwilling to vote for the \$500,000.00 Bond Ordinance. From the time that these projects were started the entire situation grew more involved as the time went along, until I finally had to insist upon affidavits from contractors and material firms, as to the amount of work so far completed, amounts of materials so far delivered, the amount of extras so far involved on the contracts and the amount of extras on materials, occasioned by the delay.

"To date the situation has been only partly clarified, but no thoroughgoing, businesslike explanation has yet been forthcoming, as to the complete itemization. There are still nine material firms who have failed to file affidavits as to their claims for materials already delivered, amounts yet to be delivered and the amount of extras involved, if there be any.

"The matter of architects' fees, which has been the 'bone of contention' for some time, and prominently mentioned in the report of the contractors appointed some time ago, is still to be decided. Thus far fully \$38,451.82 has already been paid to the architect, whereas it is alleged the original sum was to be around \$15,000.00, with approximately \$38,000.00 more still being claimed by the architect, and the question as to whether he is entitled to a fee on W. P. A. labor, also not yet determined.

"I have consistently fought for contract labor, but when it seemed impossible to change the attitude of my colleagues, and in view of the fact that the Building Trades Unions receded from their original stand re-

guarding completion of the pools under private contract — then for the sake of the common good and hopeful that the projects will be speeded along I too have concurred in finishing the pools under WPA labor, with the following proviso: That I will not vote to pay, and refuse to issue checks for any payments to the architect until the matter of the fees has been settled, and refuse to issue any checks to any of the material firms who to date have failed to file affidavits.

"No matter what may have been the original situation and original figures in starting the swimming pools, not to finish them now would leave the City open to a mass of law suits and litigations, which, in the final analysis, would prove very costly and avail Newark nothing. I am hopeful that despite confusion occasioned by this situation, once the pools are in operation they will prove their usefulness. Besides, these projects may now well be regarded from a humane viewpoint, because these pools will serve thousands of needy citizens.

"While there may still remain some dissatisfaction about these pools, I do not believe that even those who are still opposed to the initiation of the projects and the completion of them, are so devoid of human sympathy as to want to deprive people in congested areas who suffer from lack of proper bathing and recreational facilities, of the opportunity to attain the small measure of relief which these pools will afford.

"Little children who roam the streets on sweltering days, and their parents who suffer along with them, surely represent as much of the common concern of the City, as do those who are removed from the slum areas.

"I believe that we can meet the situation by completing the pools

now that they have been started I am also mindful that it is planned to utilize the personnel now operating the City Bath, during the Summer months when the pools will be in operation and the regular Baths shut down.

"Construction of these pools has already cost the City hundreds of thousands of dollars, and while still lacking a complete and comprehensive report on all factors, a sufficient amount of information, however, is in my possession to justify my voting for the Bond Ordinance, and I hope that thereby the swimming pools construction will be disposed of once and for all.

"Very truly yours,
(s) "Vincent J. Murphy,
"Director."

Frank Grad & Sons, Inc.
Architects and Engineers
Forty-eight Commerce Street
Newark, New Jersey

"October 10th, 1938.

"Mr. Harry S. Reichenstein,
City Clerk,
Newark, N. J.

Re: WPA Swimming Pool Projects

"Dear Sir:

With regard to your communication of October 6th, 1938, requesting the basis upon which our fee is computed, the amounts received to date and those still due, we wish to reply as follows:

"Our fees are based in accordance with the schedule of the American Institute of Architects, which was a part of resolution No. 5853-F, dated July 15th, 1936, covering three projects, namely Clifton and 7th Avenues, Hayes Park East and Hayes Park West and resolution No. 6108,

dated September 9th, 1936, covering the Boylan Street project.

"With respect to the payments made to us, we are hereto attaching a detailed schedule showing amounts and dates of receipt of monies on the four different projects.

"With respect to the amounts due us, we are also attaching a mimeographed copy of a schedule prepared by the Department of Public Affairs, showing the balance due us and to be due as work progresses on each project.

"Trusting that the enclosures and the foregoing cover the information requested, we are

"Yours very sincerely,
(s) "Bernard J. Grad,
Frank Grad & Sons.

Frank Grad & Sons, Inc.,
Architects,
And Engineers,
Forty-eight Commerce Street,
Newark, New Jersey.

"October 8, 1938.

Four WPA Swimming Pool Projects Schedule of Payments Received

Clifton and 7th Avenues:

October 2, 1936	\$ 1,500.00
January 8, 1937	2,732.17
March 6, 1937	567.39
April, 1937	176.50
April, 1937	55.20
July 19, 1937	318.48
August 2, 1937	131.40
	<hr/>
	\$5,481.14

Hayes Park West:

October 2, 1936	\$ 1,500.00
January 8, 1937	4,593.86
March 6, 1937	466.43
April 20, 1937	845.22
April 20, 1937	123.37

July 19, 1937	349.66
August 2, 1937	344.78
	<hr/>
	\$ 8,233.32

Hayes Park East:

October 2, 1936	\$1,500.00
January 8, 1937	8,049.27
March 6, 1937	935.42
April 20, 1937	1,711.02
April 20, 1937	163.64
July 19, 1937	431.27
August 2, 1937	272.53
	<hr/>
	\$ 13,063.15

Boylan Street:

October 2, 1936	\$ 1,500.00
January 8, 1937	5,107.48
March 6, 1937	333.81
April 20, 1937	793.26
April 20, 1937	99.84
July 19, 1937	244.75
August 2, 1937	248.62
	<hr/>
	\$ 8,327.76

"A. I. A. Document, No. 177.

"The American Institute of Architects,
"Professional Practice of Architects.

Details of Service
to be Rendered.

Schedule of proper
Minimum Charges

(Seal)

Art. VI. of the Constitution of The American Institute of Architects is as follows: The Institute shall from time to time adopt a Code or Codes, which shall be standards of professional practice, and it may from time to time recommend a Schedule of Professional Charges, complying with good practice and custom, but such a Schedule shall not be made mandatory.

1. The Architects' professional services consist of the necessary conferences, the preparation of prelimin-

ary studies, working drawings, specifications, large scale and full size detail drawings; the drafting of forms of proposals and contracts; the issuance of certificates of payment; the keeping of accounts, the general administration of the business and supervision of the work, for which, except as hereinafter mentioned, **a proper minimum charge, based upon the total cost of the work complete, is six per cent.**

2. On residential work, alterations to existing buildings, monuments, furniture, decorative and cabinet work and landscape architecture, it is proper to make a higher charge than above indicated.

3. The Architect is entitled to compensation for articles purchased under his direction, even though not designed by him.

4. Where the Architect is not otherwise retained, the consultation fees for professional advice are to be paid in proportion to the importance of the question involved and services rendered.

5. The Architect is to be reimbursed the costs of transportation and living incurred by him and his assistants while traveling in discharge of duties connected with the work, and the costs of the services of **heating ventilating, mechanical and electrical engineers.**

6. The rate of percentage arising from Article 1 and 2 hereof, i. e., the basic rate, applies when all of the works is let under one contract. Should the Owner determine to have certain portions of the work executed under separate contracts, as the Architect's burden of service, expense and responsibility is thereby increased, the rate in connection with such portions of the work is greater (**usually by four per cent**) than the basic rate. Should the Owner determine to have substantially the entire work executed under separate contracts, then such higher rate applies to the

entire work. In any event, **however,** the basic rate, without increase, applies to contracts for any portions of the work on which the Owner reimburses the engineer's fees to the Architect.

7. If, after a definite scheme has been approved the Owner makes a decision which, for its proper execution, involves extra services and expense for changes in or addition to the drawings, specifications or other documents; or if a contract be let by cost of labor and materials plus a percentage or fixed sum; or if the Architect be put to labor or expense by "delays" caused by the Owner or a contractor, or by the delinquency or insolvency of either, or as a result of damage by fire or other casualty, he is to be equitably paid for such extra service and expense.

8. Should the execution of any work designed or specified by the Architect or any part of such work be abandoned or suspended, the Architect is to be paid in accordance with or in proportion to the terms of Article 9 of this Schedule for the service rendered, up to the time of such abandonment or suspension.

9. Whether the work be executed or whether its execution be suspended or abandoned in part or whole, payments to the Architect on his fee are subject to the provisions of Articles 7 and 8, made as follows:

Upon completion of the preliminary studies, a sum equal to twenty per cent of the basic rate computed upon a reasonable estimated cost.

Upon completion of specifications and general working drawings (exclusive of details) a sum sufficient to increase payments on the fee to sixty per cent. of the rate or rates of commission agreed upon, as influenced by Article 6, computed upon a reasonable cost estimated on such completed specifications and drawings, or if bids have been received, then com-

puted upon the lowest bona fide bid or bids.

During the preparation of the preliminary studies and of the specifications and general working drawings, it is proper that payments on account be made at monthly or other intervals, in proportion to the progress of the architect's service, and so as to aggregate in each period not more than the sums described above.

From time to time during the execution of work and in proportion to the amount of service rendered by the Architect, payments are made until the aggregate of all payments made on account of the fee under this Article reaches a sum equal to the rate or rates of commission agreed upon as influenced by Article 6, computed upon the final cost of the work.

Payments to the Architect, other than those on his fee, fall due from time to time as his work is done or as costs are incurred.

No deduction is made from the Architect's fee on account of the use of old materials, penalty, liquidated damages or other sums withheld from payments to contractors.

10. The Owner is to furnish the Architect with a complete and accurate survey of the building site, giving the grades and lines of streets, pavements and adjoining properties; the rights, restrictions, easements, boundaries contours of the building site, and full information as to sewer, water, gas and electrical service. The Owner is to pay for borings or test pits and for chemical, mechanical or other tests, when required.

11. The Architect endeavors to guard the Owner against defects and deficiencies in the work of contractors, but does not guarantee the performance of their contracts. The supervision of an architect is to be distinguished from the continuous personal superintendence to be obtained

by the employment of a clerk of the works.

When authorized by the Owner, a clerk of the works, acceptable to both Owner and Architect, is to be engaged by the Architect at a salary satisfactory to the Owner and paid by the Owner, upon presentation of the Architect's monthly certificates.

12. When requested to do so, the Architect makes or procures preliminary estimates on the cost of the work and he endeavors to keep the actual cost of the work as low as may be consistent with the purpose of the building and with proper workmanship and material, but no such estimate can be regarded as other than an approximation.

13. Drawings and specifications, as instruments of service, are the property of the Architect, whether the work for which they are made be executed or not.

The words "the cost of the work" as used in Article 1 and 9 hereof, are ordinarily to be interpreted as meaning the total of the contract sums incurred for the execution of the work not including Architect's and Engineer's fees or the salary of the clerk of the works, but in certain rare cases, e. g., when labor or material is furnished by the Owner below its market cost or when old materials are re-used the cost of the work is to be interpreted as the cost of all materials and labor necessary to complete the work, as such cost would have been if all materials had been new and if all labor had been fully paid at market prices current when the work was ordered, plus contractor's profits and expenses.

"As adopted at the Washington Convention, December 15-17, 1908; and revised in form at the 50th Convention, December 6-8, 1916, at the 54th Convention, May 11-13, 1921, and at the 55th Convention, June 7-9, 1922."

SWIMMING POOL CONSTRUCTION—ESTIMATED COST TO COMPLETE WPA PROJECTS

	Hayes Park West, No. 3-547		Hayes Park East, No. 3-548		Clifton Avenue No. 3-549	
	Committed and Expended to June 30, 1937	Future Expenditures	Total	Committed and Expended to June 30, 1937	Future Expenditures	Total
Truck Hire	\$ 5,781.18	\$ 2,500.00	\$ 8,281.18	\$ 8,376.81	\$ 4,000.00	\$ 12,376.81
Hired Equipment	216.00	300.00	516.00	104.00	600.00	704.00
City Cars—						
Transportation	168.38	166.00	334.48	168.38	166.00	334.38
D. P. A. SUPPLIES	18.67	102.00	120.67	36.62	82.00	118.62
Personnel						
City Services	3,344.45	3,200.00	6,544.45	4,043.82	3,200.00	7,243.82
Architects fees	7,878.54	9,364.25	17,242.79	12,790.62	15,471.38	28,262.00
Open Market						
Material	2,368.31	3,600.00	5,968.31	2,682.98	4,700.00	7,382.98
On Contract						
Material	33,434.46	12,610.70	46,045.16	54,367.33	20,506.09	74,873.42
Mechanical Equipment						
Contracts	59,600.00	.....	59,600.00	83,536.00	3,006.00	86,536.00
TOTALS	\$112,809.99	\$31,842.95	\$144,652.94	\$166,106.56	\$51,725.47	\$217,832.03
				\$73,415.82	\$21,241.20	\$94,657.02

SWIMMING POOL CONSTRUCTION—ESTIMATED COST TO COMPLETE WPA PROJECTS — BOYLAN STREET, NO. 3-620.

	Committed and Expended to June 30, 1937	Future Expenditures	Total	Total Amount Committed and Expended to June 30, 1937	Total Future Expenditures	Grand Total
Truck Hire	\$ 5,901.60	\$ 2,800.00	\$ 8,701.60	\$ 22,325.32	\$ 10,300.00	\$ 32,625.32
Hired Equipment	62.00	300.00	362.00	732.00	1,700.00	2,432.00
City Cars	155.87	152.00	307.87	661.00	650.00	1,311.00
Transportation	43.37	41.00	84.37	248.71	250.00	498.71
D. P. A. Supplies						
Personnel	3,108.71	3,200.00	6,308.71	14,284.61	12,800.00	27,084.61
City Services	8,079.14	10,178.54	18,257.68	34,098.04**	40,714.15**	74,812.19
Architect's Fees						
Open Market	2,271.51	3,900.00	7,171.51	12,668.86	14,900.00	27,568.86
Materials	36,487.17	13,762.11	50,249.28	145,367.20	54,829.12	200,196.32
On Contract						
Mechanical	60,521.00	2,000.00	62,521.00	239,577.00	5,000.00	244,577.00
Equipment Contracts						
			\$153,964.02	\$469,962.74	\$141,143.27	\$611,106.01
TOTALS	\$117,630.37	\$36,333.65				\$ 30,555.30
			FIVE PERCENT CONTINGENCY			
			ESTIMATED TOTAL CITY COSTS			\$641,661.31

** The Architects have received \$997.33 in addition to the amount stated, making a total of \$35,095.37 received, and amount due or to be due \$39,716.82.

The City Clerk presented An Ordinance authorizing the acceptance by The City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as Lots 25 and 27, Block 107, on the City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of ten years, with an option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey, 1937, Title 54:4, 109-113, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that further consideration of this ordinance be deferred until the meeting of November 16, 1938, at 11 o'clock A. M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin: I move that the ordaining clause of An Ordinance to prohibit the use of roller towels or other towels used or supplied for use, or intended for use, in common by more than one person, be stricken out.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented a supplement to an ordinance entitled "An Ordinance creating the Department of Central Purchase in The City of Newark, providing for the personnel, maintenance and administration thereof, and defining, regulating and prescribing the functions thereof," adopted August 8, 1933, as amended

or supplemented, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Duffy: I move that further consideration of this ordinance be deferred until the meeting of November 16, 1938, at 11 o'clock A. M.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy: What I want to bring to your attention was one of the new rules issued under Darby is, "Be it further resolved that such registered accountants shall render such necessary budget service to such municipality for which he is engaged for the year 1938."

In other words, it would be necessary to have certified public accountants to certify to the preparation of the budget for 1939. That is the new set of rules he set up. Why I am bringing that to the attention of the Commission is this: Does the Commission want to give consideration to the hiring of the auditors to help in the preparation of the budget the same as they did last year.

Mayor Ellenstein: Does who?

Commissioner Murphy: Does the Commission want to give favorable consideration to hiring the auditors to help in the preparation of the 1939 budget.

Mayor Ellenstein: Is that necessary? How much will it cost before the Commission can consider it it ought to know how much it will cost and if it is necessary.

Commissioner Murphy: Personally, I think it is necessary at this time,

that is the reason I am bringing it up. I didn't get in contact with the auditors as to how much it would cost.

Mayor Ellenstein: How can the Commission possibly decide unless they do know what it is going to cost?

Commissioner Murphy: I said I am bringing this matter up to find out whether the Commission wants—due to the fact I feel at this time, especially due to the big plan of mechanization that is going on in the department down there, and one of the things before us was the Coyne matter—

Mayor Ellenstein: This is simply a resolution. It doesn't direct the City Commission to do that.

Commissioner Murphy: This is one of the rules he has put up. No, not to do that, they certify to it. That is what I am bringing to the attention of the Commission, that the present auditors in any municipality must certify to the final preparation of the budget. Now, what I am asking the Commission is, do they want to give consideration to hiring the auditors to help in preparation of the budget?

Mayor Ellenstein: The auditor doesn't have to certify to the budget. It is all right to have an auditor; the auditor can undoubtedly be very helpful; but the Commission wants to know how much it is going to cost additional, if any. And then you can determine whether the city wants to anticipate that.

Commissioner Murphy: Then I will take it up with them and find out what amount would be involved in order to help in the preparation of the budget.

(Discussion off the record between

Commissioners Murphy and Byrne out of hearing of stenographer.)

Mayor Ellenstein: The State House Commission, as I understand, has a very effective manner in budget direction and budget control. I think if you communicate with Mr. Lamb he would be glad to give you the method used by the State House Commission. I looked at it rather hurriedly one day when I happened to be in Trenton, and I found it was the most effective way of controlling budgets. I think if you communicate with Commissioner Lamb he could be very helpful to you, without incurring any expense on the city, and give you all the budget control data that you would require. And the men in your office, in conjunction with yourself, who will have absolute control over all budget appropriations and expenditures.

Commissioner Murphy: What Commissioner Byrne was talking about was the Budget Director. You are talking about budget control.

Mayor Ellenstein: Budget Director means budget control.

Commissioner Murphy: That is what we are doing with the installation of these machines.

Mayor Ellenstein: The State House Commission acts as Budget Director in state expenditures and it all clears through Commissioner Lamb's office.

Commissioner Murphy: That whole thing is being completed now, that is why I have asked Commissioner Duffy for these changes so we can start right off with our budget control system operating thoroughly right on the first of the year. In fact, these new tax bills we are sending out giving all the back indebtedness, eliminating what we have had before, if somebody didn't know or didn't see it advertised, because the new tax

bill will carry all delinquent taxes as well as current taxes.

Mayor Ellenstein: We didn't do that before?

Commissioner Murphy: No. They only carried current taxes. People would sometimes pay current taxes and owe three or four years back and they claimed they did not know they owed certain other taxes against the property.

Mayor Ellenstein: It wasn't a very good system, was it?

Commissioner Murphy: Personally, I think the improvement is constructive.

Mayor Ellenstein: That seems to be elementary. If a man owed me \$10 for this year I would send him a bill for \$100 he owed me in past years. Every businessman does that, from the smallest to the largest.

Commissioner Murphy: Well, it never was done, and I am doing it now, and I am not looking for any credit for it.

Commissioner Murphy offered the following resolution:

RESOLVED: That the sum of Eighteen Dollars and Twenty-two Cents (\$18.22) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office\$18.22

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Twenty-eight Thousand, Seven Hundred Thirty-one Dollars and Fifty-nine Cents (\$28,731.59) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Fire Division	\$ 10,331.78
Police Division	18,195.16
Building Division	63.65
Electrical Bureau	141.00
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	\$ 28,731.59

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-five Dollars (\$55.00) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

City Clerk (Municipal Board of Alcoholic Beverage Control) \$55.00

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Eight Thousand One Hundred Fifty-eight Dollars and Fifty-three Cents (\$8,158.53), be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Ivy Hill Power Plant	\$ 1,791.00
Bureau of Health	6,367.53
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	\$ 8,158.53

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Fifteen Thousand, Two Hundred Fifty-nine Dollars (\$15,259.00) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Centre Market	\$ 168.56
Director's Office	5.00
Maintenance of Dog Pound	625.00
Printing and Stationery....	3,065.44
Shade Tree	1,470.83

Public Buildings	6,756.43
W. P. A. Project No.	
1485-7	80.10
W. P. A. Project No.	
4271-7	88.41
W. P. A. Project No.	
3-7-896	2,860.98
Weights and Measures	128.25
Smoke Abatement	10.00
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	\$ 15,259.00

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Six Hundred Two Dollars and Sixty Cents (\$3,602.60) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property, for weeks ending November 2nd and November 5th, 1938, as follows:

Shade Tree	\$ 2,306.60
Public Buildings	1,296.00
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	\$ 3,602.60

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Eight Hundred Forty-eight Dollars and Thirty-one Cents (\$848.31) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project 3-7-871)	\$ 688.31
Water (WPA Project 3-7-649)	160.00
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	\$ 848.31

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Nine Hundred Thirty-five Dollars and Three Cents (\$5,935.03) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project No. 3531-7)	\$ 5,877.03
Street Construction (WPA Project No. 3531-7)	58.00
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	\$ 5,935.03

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Thirty-seven Dollars and Fifty-three Cents (\$437.53) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 353.94
Motors	9.84
Streets	17.81
Street Construction WPA..	11.96
City Railway Construction	1.58
Public Lighting	5.00
Street Cleaning	14.50
Newark Airport	9.90
Docks	13.00
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	\$ 437.53

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
(without prejudice)
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred and Twenty-five Dollars (\$125.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk (Election Bureau)..\$125.00

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand One Hundred Sixty-two Dollars and Fifty Cents (\$1,162.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, supplementary semi-monthly payroll, period ending October 31, 1938:

Bureau of Street Cleaning \$	562.50
Bureau of Water	600.00
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	\$ 1,162.50

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-two Thousand, Two Hundred Fifty-two Dollars and Forty Cents (\$32,252.40) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending November 2, 1938:

Newark Airport	\$ 2,393.80
Bureau of Motors	2,213.87
Bureau of Streets	1,878.24
Bureau of Sewers	928.14
House Sewer Connections	342.43
Bureau of Street Cleaning	14,975.28
Street Construction	381.92
Bureau of Docks	783.00
Bureau of Water	8,355.72
	<hr/>
	\$ 32,252.40

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
(without prejudice)
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolution:

WHEREAS, for the year 1936 an assessment of personal property in the amount of Seven Thousand Five Hundred Dollars (\$7,500.00) was made against the Essex Grocery Company, 38-40 Norfolk Street, Newark; and,

WHEREAS, the said Essex Grocery Company discontinued business at said address on or about the latter part of September, 1935; and

WHEREAS, said assessment was erroneously made;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark that the assessment of personal property in the amount of Seven Thousand Five Hundred Dollars (\$7,500.00) for the year

1936 against the Essex Grocery Company, 38-40 Norfolk Street, Newark, be and the same is hereby cancelled, and the Director of Revenue and Finance be and he is hereby authorized and directed to cancel same on the tax books for the taxing year 1936.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Meats for Lodging House, DeSoto Automobile for Department of Public Affairs, Traffic Signals and Component Parts for Police Division and Fire Hose for Fire Division, Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Murphy.

WHEREAS, Rutgers University, New Brunswick, New Jersey, conducted a course on Scientific Crime Detection from October 17th to 29th, 1938, inclusive; and,

WHEREAS, Sergeant William M. Flynn, of the Police Division, was sent by Hon. Michael P. Duffy, Director of Public Safety, to attend said school as a representative of the City of Newark;

NOW, THEREFORE, BE IT RESOLVED That the action of the Director of the Department of Public Safety in sending said Sergeant William M. Flynn to said school is hereby approved, and that the expenses incurred by said Sergeant Flynn, amounting to Forty-eight Dollars and Seventy-five Cents (\$48.75) while in attendance at said school for tuition, meals and lodging, be paid upon same being approved by the Director of the Department of Public Safety.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That Helen Noble, Frieda Fleishfarb, Josephine C. Drake and Hannah Bernbom, who have been certified as eligible by the Civil Service Commission, be and they are hereby appointed to the position of Matron in the Police Division of the Department of Public Safety at an annual salary of \$1,740 per annum, payable semi-monthly as other salaries are paid, effective November 10th, 1938.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the title of Carpenter Helper be and the same is hereby created in the Police Division, Department of Public Safety, effective November 15th, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That William L. Rock, be and he is hereby appointed to the position of Carpenter Helper, temporary, in the Police Division, Department of Public Safety, at a wage of \$1.00 per hour; the hours of work, however, shall not exceed a total of forty hours per week, payable semi-monthly as other salaries are paid, pending Civil Service examination, effective November 15th, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, a vacancy exists in the rank of Battalion Chief in the Fire Division, Department of Public Safety;

NOW, THEREFORE, BE IT RESOLVED, That Captain Herman O. Richter, who has been certified as eligible by the Civil Service Commission, be and he is hereby promoted to the rank of Battalion Chief in the Fire Division, Department of Public Safety, and he shall be paid the same salary and in the same manner as other Battalion Chiefs in similar grade of service, effective November 9th, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, a vacancy exists in the rank of Captain in the Fire Division, Department of Public Safety, and there being no Civil Service eligible list for said position;

NOW, THEREFORE, BE IT RESOLVED: That Fireman Harry H. Mead, is hereby promoted to the rank of Acting Captain in said Fire Division, Department of Public Safety, pending results of Civil Service examination, at an annual salary of \$3,000, payable semi-monthly as other salaries are paid, effective November 9th, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, The Director of the Department of Parks and Public Property has appointed temporarily the following named persons from the dates set opposite their names to a position and salary as set forth below;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the action of the Director of the Department of Parks and Public Property in appointing the following named persons temporarily to the positions and in the Bureaus as stated hereinafter, be and the same is hereby confirmed and ratified:

PUBLIC BUILDINGS:

Thomas Celentano, Elevator Operator, \$4.00 per day, effective August 9th, 1937 to November 15th, 1938, and changed to a yearly salary of \$1,500.00 per annum, effective November 16th, 1938.

Charles Harroun, Stationery Fireman, \$3,000 per annum, effective June 6th, 1938.

Norman E. Ford, Stationery Fireman, \$3,000 per annum, effective July 4th, 1938.

SHADE TREE:

Arthur W. Cranston, Painter, \$10.00 per day, effective August 8th, 1938.

Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On September 21st, 1938, much damage was caused to the trees in the City of Newark, due to the terrific storm; and,

WHEREAS, An emergency existed by reason thereof, making it necessary to temporarily employ additional competent persons in the Shade Tree Bureau, Department of Parks and Public Property, in order to protect life and property; and,

WHEREAS, The Director of the Department of Parks and Public Property has appointed temporarily the following named persons from the respective dates set opposite their names, at a wage of Sixty cents per hour,

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the action of the Director of the Department of Parks and Public Property in appointing the following named persons temporarily as Laborers in the Shade Tree Bureau, Department of Parks and Public Property, at a wage of Sixty cents per hour, be and the same is hereby confirmed, and the appointment of the said persons shall commence as of the respective dates set forth after each name; and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to pay the wages of each of the said persons in the usual manner in which Laborers of the said Bureau are paid:

Douglas Bazata, September 22nd, 1938.

Edward Castaldi, September 22nd, 1938.

Abel Del Vecchio, October 17th, 1938.

Edward DiVincenzo, September 23rd, 1938.

John L. Fleming, October 20th, 1938.

George Guilfoyle, September 22nd, 1938.

Joseph Phillips, September 23rd, 1938.

James Rogers, October 14th, 1938.

Timothy Tansey, September 22nd, 1938.

Vito Vitiello, September 22nd, 1938.

James Walsh, September 22nd, 1938.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following changes affecting the payroll of the Department of Parks and Public Property for the first half of November, 1938, be and the same are hereby approved as follows:

PUBLIC BUILDINGS:

James L. Walsh, Elevator Opera-

tor, has been suspended for one half month, effective November 1st, 1938.

William O'Shea, General Carpenter, has been suspended from November 1st to November 9th, 1938, inclusive.

John O'Brien, Laborer on leave of absence, returned to duty November 1st, 1938, at his same salary of \$1,-560.00 per annum.

Gottfried Dries, temporary Chief Engineer, has been returned to his former permanent position of Electrical and Steam Engineer at his same salary of \$4,260.00 per annum, effective November 1st, 1938.

Raymond Sweeney, Watchman, died on November 7th, 1938, and his name appears on the payroll for seven days.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, On September 21st, 1938, much damage was caused to the trees in the City of Newark, due to the terrific storm; and,

WHEREAS, An emergency existed by reason thereof, making it necessary to temporarily employ additional competent persons in the Shade Tree Bureau, Department of Parks and Public Property, in order to protect life and property; and,

WHEREAS, The Director of the Department of Parks and Public Property did employ the following named persons for the respective pe-

ried set opposite their names at a wage of Sixty Cents per hour;

THEREFORE BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the action of the Director of the Department of Parks and Public Property in employing the following named persons temporarily as Laborers in the Shade Tree Bureau, Department of Parks and Public Property, at a wage of Sixty Cents per hour, and for the respective periods stated, be and the same is hereby confirmed and ratified:

Jerry Araneo, September 23, 1938 to October 11, 1938.

Albert Arman, September 23, 1938 to October 14, 1938.

Edward Benke, September 22, 1938 to October 14, 1938.

Tony Budnik, September 22, 1938 to October 2, 1938.

Edward Burster, September 23, 1938 to September 25, 1938.

Louis Calice, September 23, 1938 to October 14, 1938.

Nicholas Callan, September 22, 1938 to October 14, 1938.

Michael Ciocciola, September 23, 1938 to October 14, 1938.

Lawrence DeVito, September 23, 1938 to October 14, 1938.

Gerardo Di Nola, September 23, 1938 to October 14, 1938.

Angelo Ferrigno, September 22, 1938 to October 14, 1938.

Louis Filoso, September 22, 1938 to October 14, 1938.

Salvatore Guarino, September 23, 1938 to October 11, 1938.

Sidney Hecht, September 23, 1938 to October 14, 1938.

Walter F. King, September 22, 1938 to October 19, 1938.

Richard Laufer, September 23, 1938 to October 11, 1938.

Francis McRedmond, September 22, 1938 to October 23, 1938.

Jerry Melillo, September 22, 1938 to October 11, 1938.

Eugene Michaux, September 22, 1938 to October 14, 1938.

Michael Pecora, September 23, 1938 to September 29, 1938.

Sam Queaglia, September 22, 1938 to October 14, 1938.

Carman San Fillipo, September 22, 1938 to October 14, 1938.

Frank Tozzi, September 22, 1938 to October 11, 1938.

Clinton Van Brunt, September 22, 1938 to October 14, 1938.

Allan Van Dyke, September 23, 1938 to October 14, 1938.

Amidio Vitiello, September 22, 1938 to October 11, 1938.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property has reinstated the following named employees in the Department of Parks and Public Property from the respective dates set opposite their names and at a wage or salary set forth below,

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the action of the Director of the Department of Parks and Public Property in reinstating the following named employees in the Bureaus named herewith, Department of Parks and Public Property, be and the same is hereby confirmed, and the reinstatement of the said employees shall commence as of the respective dates set forth after each name:

PRINTING AND STATIONERY:

Frank R. Maher, Utilityman, \$1,560 per annum, effective May 1st, 1938.

PUBLIC BUILDINGS:

John J. McGrath, Head Janitor, \$2,000.00 per annum, effective October 1st, 1938.

Sarah Burger, Cleaner, \$4.00 per day, effective October 25, 1938.

Abby Buckley, Cleaner, \$4.00 per day, effective October 26, 1938.

Elizabeth Freer, Cleaner, \$4.00 per day, effective October 26, 1938.

Margaret Murphy, Cleaner, \$4.00 per day, effective October 26, 1938.

Jennie Taylor, Cleaner, \$4.00 per day, effective October 26, 1938.

Jos. M. Byrne, Jr.
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED By the Board of Commissioners of the City of Newark that Josephine Nester be and she is hereby appointed temporarily as Telephone Operator in the Bureau of Public Buildings, Department of Parks and Public Property, for a period of two weeks, said appointment effective November 14th, 1938, at a salary of \$20.00 per week.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the Department of Parks and Public Property did employ the following named persons for the respective periods and to the positions and at the salaries set forth after each name.

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that the action of the Director of the Department of Parks and Public Property in employing the following named persons temporarily in the various bureaus, Department of Parks and Public Property, for the respective periods stated, be and the same is hereby confirmed:

PRINTING AND STATIONERY:

Walter E. Mederer, Utilityman, September 13th, 1937 to September 27th, 1937, \$5.00 per day.

Clarence B. Adams, Utilityman, November 8th, 1937 to May 1st, 1938, \$4.00 per day.

SHADE THREE

Alfonse Gialanella, Mason-Plasterer, May 9th, 1938 to June 15th, 1938, \$14.50 per day.

Ben Brusch, Mason-Plasterer, July 6th, 1938 to July 26th, 1938, and from October 7th to October 13th, 1938, \$14.50 per day.

PUBLIC BUILDINGS:

Josephine Nester, Telephone Operator, November 26th, 1937 to November 30th, 1937, May 23rd, 1938 to June 6th, 1938, June 27th, 1938 to July 2nd, 1938, July 11th, 1938 to July 18th, 1938 and August 1st and 2nd, 1938, August 15th to August 23rd, 1938, August 29th to September 3rd, 1938 and from October 24th to October 29, 1938, \$20.00 per week.

Neale Travisano, Elevator Operator, November 1st, 1937 to November 15th, 1937, \$4.00 per day.

Minnic Guarino, Telephone Operator, September 27th, 1937 to October 16th, 1937, \$20.00 per week.

Walter Dickerman, Watchman, September 11th, 1937 to September 30th, 1937, \$1,200 per annum.

Josephine Lavelle, Telephone Operator, August 14th to August 21st, 1937, and September 6th to September 30th, 1937, \$20.00 per week.

Dermott P. Murray, Watchman, July 20th to August 20th, 1937, \$1,200.00 per annum.

William Hawley, Watchman, August 20th, 1937 to May 8th, 1938 and from July 5th, 1938 to July 18th, 1938, at \$1,200.00 per annum.

Frank Lawson, Watchman, July 15th to July 18th, 1937, \$1,200.00 per annum.

Helen MacKenzie, Telephone Operator, July 13th, 1937 to July 21st, 1937 and January 16th to January 22nd, 1938 and August 22nd, 1937, \$20.00 per week.

Owen Kelly, Oiler and Wiper, July 1st, 1937 to August 15th, 1937, \$2,975.00 per annum.

Alfred J. Lambeseder, Stationery Engineer, July 1st, 1937 to August 31st, 1937, \$3,180.00 per annum.

Emil Wolff, Stationery Fireman, July 1st, 1937 to August 31st, 1937, \$3,000.00 per annum.

Eugene Rutishauser, Stationery Fireman, July 1st, 1937 to August 31st, 1937, \$3,000.00 per annum.

Walter Dickerman, Watchman, September 11th, 1937 to September 30th, 1937, \$1,200.00 per annum.

John Brophy, Elevator Operator, July 12th, 1937 to September 30th, 1937, \$4.00 per day.

Patrick Jennings, Carpenter, April 15, 1937 to March 15th, 1937, \$11.20 per day.

Frank Cataldo, Elevator Operator, July 12th, 1937 to October 16th, 1937, \$4.00 per day.

Edna Bergen, Telephone Operator, January 7th to February 15th, 1938, \$20.00 per week.

Helen MacKenzie, Telephone Operator, January 23rd to January 30th, 1938, \$20.00 per week.

Walter Dickerman, Watchman, January 24th to January 30th, 1938, \$1,200.00 per annum.

Charles Huntley, Stationery Fireman, May 1st, 1938 to May 31st, 1938 \$3,000.00 per annum.

Edward Mullin, Stationery Engineer, July 4th to August 8th, 1938, \$3,180.00 per annum.

Meyer D. Minnick, Stationery Engineer, August 8th to August 31st, 1938, \$3,180.00 per annum.

Michael Duffy, Stationery Fireman, August 1st to September 19th, 1938, \$3,000.00 per annum.

Terrence Murphy, Stationery Fireman, July 4th to July 8th, 1938, \$3,000.00 per annum.

Ben Krusch, Plasterer, April 16th to June 1st, 1938, \$3,300.00 per annum.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, pursuant to the Local Housing Authorities Laws of New Jersey, the Board of Commissioners of The City of Newark passed, on March 23, 1938, an ordinance entitled, "An Ordinance creating the Housing Authority of The City of Newark, New Jersey";

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of The City of Newark:

Section 1. That John F. Lee be and he is hereby appointed as a member of the Housing Authority of

The City of Newark to seive from November 9th, 1938, for the balance of the unexpired term of Louise H. Reise of two years.

Section 2. The City Clerk be and he is authorized and directed to file a certified copy of this resolution with the executive officer of the State Housing Authority.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Michael P. Duffy, Director of the Department of Public Safety, will be absent from the City for an indefinite period, commencing November 10th, 1938;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark that Leo Cluesmann, Deputy Director of Public Safety, be and he is hereby designated Acting Director of Public Safety of the City of Newark during the absence of said Michael P. Duffy, Director, as aforesaid; and as such Acting Director, said Leo Cluesmann is hereby invested with all power, authority and duties possessed by and imposed upon said Director of Public Safety.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of George F. Weber (Edgar and Anna Seward, owners); for the conversion of a one-family dwelling into a two-family dwelling in a 1st residence district; premises 140 Lehigh Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

WHEREAS, On an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Amy A. Kenny, owner; for the renewal of permit for automobile parking station; premises 49-51 Warren Street; such use to be limited to the period of one year ending November 14, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, By the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application

(No response).

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for October, 1938.

Department of Buildings for October, 1938.

Clerk of First District Court for October, 1938.

Clerk of Second District Court for October, 1938.

Superintendent of Alms House for October, 1938.

City Clerk (2) for October, 1938.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court for October, 1938.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic, for October, 1938.

Charles F. J. McGovern, Clerk, 2nd Criminal Court, Part 1, for October, 1938.

Charles F. J. McGovern, Clerk, 2nd Criminal Court, Part 2, for October, 1938.

Robert J. Beckley, Clerk, 3rd Criminal Court, for October, 1938.

Charles Farley, Acting Deputy

Clerk, of Family Court for October, 1938.

City Treasurer for October, 1938.

Comptroller for October, 1938.

Ordered filed.

The following report of the City Treasurer for the month of October, 1938, was received and read:

CITY OF NEWARK, NEW JERSEY
Department of Revenue and Finance,

November 1, 1938.

The the Honorable,
The Commissioners of the
City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866," I herewith present a statement of the receipts and disbursements for the month of October, 1938:

RECEIPTS:

Cash on hand—September 30, 1938	\$5,578,192.88	
Received from Comptroller—October	2,819,959.04	
		<u>\$8,398,151.92</u>

DISBURSEMENTS

By Warrant	\$2,815,667.03	
Without Warrent	56,781.30	
Returned Checks	5,449.47	
		<u>\$2,877,897.80</u>
Cash on hand—October 31, 1938		<u>\$5,520,254.12</u>

Respectfully,
Vincent J. Murphy,
Director of Revenue and Finance.

By: Joseph J. Kroehl.

Ordered filed.

COMPTROLLER'S REPORT

October, 1938

Assessments:

Opening Streets	\$ 691.15
Paving Streets	897.47
Sewers	867.54
House Sewers	283.97
Shade Tree	5.00

Funds:

Schools, Current Expense	1,059,187.95
Redemptions	49,539.74
Emergency Relief	449,872.09
Outdoor Poor	660.00
Farmer's Market	416.66
Printing and Stationery	8,770.60
City Hospital	23.20
200 Washington Street Corp.	833.33
Est. H. C. Jones	12.62
Social Hygiene	2,150.00
Bureau of Streets	4,740.63
Bureau of Street Construction.....	166.66
Bureau of Street Cleaning	436.99
Bureau of House Sewers	4,878.75
Bureau of Docks	5,057.43
Bureau of Motors	2,607.76
Airport	7,435.22
Water Rents	249,022.89

Miscellaneous Revenue:

General Licenses	6,230.48
Dog Licenses	372.00
Beer Licenses	617.56
Fees	412.75
Building Department	2,302.18
Centre Market Rents	1,174.00
Green and Franklin Street Property Rents	648.50
City Hospital	1,850.38
Convalescent Hospital	115.22
Police Courts	10,439.00
District Courts	3,366.30
Bureau of Combustibles	1,402.00
Jitneys	17,787.45
Gas Tax Refund	2,150.79
Miscellaneous Rents	3,438.67
Public Baths	1,484.90
Public Health	579.59
Public Library	1,383.84
Army Base Lease	8,333.33
Market Plaza Lease	6,250.00

Market Plaza Parking Station	2,200 00
City Hall Parking Station	225.00
Shade Tree Department	32.45
Surplus Revenue	1,032.06
Cost of Sales	310.58
Advertising Cost of Sale	31.10
Almshouse	67.97
Surrogate's Office, Research Fees	3,410.03
Searches	513.75
Personal Arrears, Fees	143.00
Personal Arrears, Penalties	6.69
Personal Arrears, Costs	8.56
Bureau of Sewers	120.00
Police Department	29.44
Fire Department	99.00
Taxes 1938, Receiver	2,200,712.44
Arrears, Real Estate, 1937	94,337.70
Arrears, Real Estate, 1936	34,448.79
Arrears, Real Estate, 1935 and Prior	27,247.13
Personal Arrears, 1937	12,606.61
Personal Arrears, 1936	5,364.59
Personal Arrears, 1935 and Prior	2,200.78

Interest:

Real Estate	24,621.75
Personal Arrears	2,503.07
	<hr/>
	\$4,331,169.08
Less Returned Checks \$5,449.47, Refunds \$1,210.84	6,660.31
	<hr/>
Total	\$4,324,508.77

VINCENT J. MURPHY,
Director of Revenue and Finance.

Ordered filed.

Commissioner Murphy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.
APPROVED:

M. ELLENSTEIN,
PEARCE R. FRANKLIN,
M. P. DUFFY,
VINCENT J. MURPHY,
JOS. M. BYRNE, Jr.

The Board of Commissioners
of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., November 16, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Absent: Commissioner Duffy.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

The Clerk then read the minutes in full.

Commissioner Franklin: I move that the minutes be approved as read.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance as a matter of information:

An Ordinance providing for the registration, regulation and governance of the occupation of auctioneers; to regulate public auction sales; to fix the license fees of auctioneers and the auction business; regulating the auction business; and providing penalties for the violation thereof.

Mayor Ellenstein: This ordinance is being introduced for information and an informal hearing will be held two weeks from today, November 30th. It will not be publicized until

after first reading, but copies can be had in the City Clerk's Office in a few days.

Commissioner Franklin moved that a public hearing on the ordinance be held November 30th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: I might say the procedure will be, after the ordinance is introduced for information the City Commission will then determine whether the ordinance will be formally introduced on first reading, after which it will be publicized according to law and final hearing had two weeks after introduction on first reading.

The City Clerk presented An Ordinance authorizing the acceptance by the City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as Lots 25 and 27, Block 107, on the City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of 10 years, with an option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey 1937, Title 54:4, 109-113, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that further consideration of the ordinance be laid over until November 23rd.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk present A Supplement to an ordinance entitled "An Ordinance creating the Department of Central Purchase in the City of Newark, providing for the personnel, maintenance and administration thereof, and defining, regulating and prescribing the functions thereof," adopted August 8, 1933, as amended or supplemented, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Franklin: I move further consideration of this ordinance be deferred for two weeks.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The Board of Commissioners of the City of Newark Do Ordain:

1. That an ordinance entitled "Zoning Ordinance of the City of Newark," adopted January 8, 1930, be and the same is hereby amended by extending the first industrial district

as shown on the zoning map so as to include the area described as follows:

Bounded on the south by Evergreen Avenue; on the east by a line 100 feet east of and parallel to the easterly line of Ross Street; on the north by the southerly line of the tract of land known and designated as Dreamland Park; and on the west by Ross Street;

and that the zoning map which accompanies the ordinance to which this ordinance is an amendment be and the same is hereby changed so as to include within the first industrial district the area above described.

2. All Ordinances and parts of ordinances inconsistent herewith be and the same are hereby repealed.

3. This ordinance shall take effect upon final passage of publication according to law.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of

The City of Newark," adopted January 8, 1930.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that the title of "An Ordinance to amend an ordinance entitled 'Zoning Ordinance of The City of Newark'", adopted January 8, 1930, be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled "Zoning Ordinance of The City of Newark," adopted January 8, 1930.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Eight Hundred Eighty Dollars and Ninety-six Cents (\$880.96) be and the same is hereby appropriated to person named on the annexed certified list being the bills and claims of the Department of Revenue and Finance, as follows:

Tax Board\$880.96

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Ninety-two Dollars and Thirty-eight Cents (\$192.38) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office\$192.38

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-two Thousand Nine Hundred Eight Dollars (\$22,908.00) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance from November 1st to 15th, 1938:

Director's Office\$ 1,341.65
 Comptroller's Office 2,899.06
 Auditor of Accounts 1,970.00
 City Treasurer's Office 896.64
 Receiver of Taxes 2,559.52
 Arrears of Personal Taxes 1,901.95

Board of Assessment and
 Revision of Taxes 7,781.76
 Revaluation Bureau 404.14
 Board of Assessment for
 Local Improvements 869.98
 First District Court 1,197.16
 Second District Court 1,104.14
 \$ 22,908.00

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Thousand Six Hundred Ninety-seven Dollars and Eighty-five Cents (\$7,697.85) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$7,697.85

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fourteen Thousand Two Hundred Eighty-three Dollars and Ninety-nine Cents (\$14,283.99) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as

follows—For State Board Tax Re-
missions:

Surplus and Deficiency\$14,283.99

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolutions:

RESOLVED: That the sum of
Thirty-four Thousand, Three Hundred
Eighty-nine Dollars and Ninety-eight
Cents (\$34,389.98) be and the same
is hereby appropriated to the per-
sons named on annexed certified lists,
being the bills and claims of the De-
partment of Public Works, as fol-
lows:

Outdoor Poor Department \$	83.22
Newark City Alms House	4,276.18
Rental of Beds in Institu- tions	4,312.50
Bureau of Health	66.19
Director's Office	30.79
Law Department	32.00
Newark City Hospital	25,589.10
	<hr/>
	\$ 34,389.98

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Eight Thousand, Six Hundred Ninety-
three Dollars and Sixty-one Cents
(\$8,693.61) be and the same is here-
by appropriated to the persons named
on annexed certified lists, being the
bills and claims of the Department
of Public Works, as follows:

Emergency Relief Adminis-
tration\$8,693.61

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Ninety-seven Thousand, Nine Hun-
dred Two Dollars and Fifteen Cents
(\$97,902.15) be and the same is here-
by appropriated to the City Treas-
urer, being the semi-monthly payroll
of the Department of Public Works
for the first half of November, 1938,
as follows:

Director's Office	\$ 1,566.65
Bureau of Health	23,048.38
Newark City Hospital	23,376.32
Convalescent Hospital	1,915.82
Newark City Home	3,181.96
Bureau of Baths	5,189.14
Newark City Alms House	2,483.15
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,049.98
Law Department	3,880.79
Board of Adjustment	460.00
Emergency Relief Admin- istration	28,223.70
	<hr/>
	\$ 97,902.15

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Eleven Thousand Two Hundred Seventy-nine Dollars and Eighty Cents (\$11,279.80) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the semi-monthly payrolls of the Department of Parks and Public Property from November 1st to November 15th, 1938, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,760.81
Municipal Farmers' Market	116.66
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49
W. P. A. Project No. 1485-7	145.83
Centre Market	103.20
	<hr/>
	\$ 11,279.80

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Four Dollars and Twenty-two Cents (\$404.22) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and

claims of the Department of Parks and Public Property at follows:

Director's Office	\$ 19.05
Printing and Stationery	232.80
Shade Tree	126.26
Smoke Abatement	16.07
Weights and Measures	10.04
	<hr/>
	\$404.22

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Four Hundred Fifty-seven Dollars and Eighty-four Cents (\$3,457.84) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending November 9th and November 11th, 1938, as follows:

Shade Tree	\$ 2,121.84
Public Buildings	1,336.00
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	\$ 3,457.84

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of

Forty-eight Thousand. Five Hundred Sixty-five Dollars and Ninety Cents (\$48,565.90) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll. period November 1st to November 15th, 1938, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	2,899.95
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,219.08
Bureau of Surveys	3,101.66
Engineering Division	1,028.33
Bureau of Motors	1,927.63
Bureau of Water	19,659.48
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations Board	280.00
City Railway	854.16
Airport Construction	1,515.00
Sewer Construction	814.57
City Clerk	3,054.07
Elections	370.00

\$ 48,565.90

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
(without prejudice)
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-five Thousand, Five Hundred Fifty-eight Dollars and Twenty Cents (\$225,558.20) be and

the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety from November 1st to 15th, 1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Bureau	1,897.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	208.33
Bureau of Central Purchase	2,055.82
Fire Division	81,901.30
Police Division	132,678.70
	<hr/>
	\$225,558.20

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Fifty-two Dollars (\$252.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project 3-7-871)	\$182.00
Water (WPA Project 4533)....	70.00
	<hr/>
	\$252.00.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fourteen Thousand, Seventy-six Dollars and Fifty-five Cents (\$14,076.55) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction WPA	
Project No. 3012	\$ 166.40
Sewer Construction WPA	
Project No. 601	709.31
Street Construction WPA	
Project No. 3531	13,200.84
	<hr/>
	\$ 14,076.55

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-two Thousand, Eighty-three Dollars and Sixteen Cents (\$32,083.16) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending November 9th, 1938:

Newark Airport	\$ 2,323.80
Bureau of Motors	2,038.37
Bureau of Streets	1,592.20
Bureau of Sewers	914.33

House Sewer Connections	428 66
Bureau of Street Cleaning	15,144.62
Street Construction	468.46
Bureau of Docks	785.40
Bureau of Water	8,387.32
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	\$ 32,083.16

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
(without prejudice)
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand One Hundred Sixty-one Dollars and Seventy-five Cents (\$1,161.75) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Public Affairs, as follows:

Elections	\$1,161.75
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M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifteen Dollars (\$15.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk (Elections)	\$15.00
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M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

Street Construction (WPA Project No. 3531-7)	50.00
Street Construction (WPA Project No. 601)	21.09
	<hr/>
	\$ 4,959.99

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

RESOLVED: That the sum of Nine Hundred Twenty-three Dollars and Ninety-three Cents (\$923.93) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

License Division	\$761.94
Director's Office	15.00
City Clerk (Municipal Board of Alcoholic Beverage Control)	1.20
Bureau of Central Purchase....	145.79
	<hr/>
	\$923.93

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Nine Hundred Fifty-Nine Dollars and Ninety-nine Cents (\$4,959.99) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project No. 3531-7)	\$ 4,888.90
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The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Fifty-six Thousand, Fifty-nine Dollars and Ninety-four Cents (\$56,059.94) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 3,560.33
Motors	6,727.91
Street Cleaning	3,987.19
Public Lighting	31,213.79
City Clerk's Office	133.58
Sewers	1,553.66
House Sewer Connections..	2,601.45
Director's Office	19.49
Docks	1,569.78
Airport Construction	716.01
Newark Airport	2,697.14
Streets	1,209.53
Surveys	31.08
Newark Industrial Com- mission	34.50
City Clerk (Elections)	4.50
	<hr/>
	\$ 56,059.94

M. Ellenstein
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 (without prejudice)
 Pearce R. Franklin

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the following bond be and the same hereby is approved as to sufficiency:

AUCTIONEER:

Kalman Bernstein, 633 Broad street.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, on December 14, 1925, a sidewalk assessment of Forty dollars and twenty cents (\$40.20) was levied against the property at 416 Jelliff Avenue, Newark, being Block No. 3571, Lot No. 38; and

WHEREAS, on November 13, 1926, an official tax search No. 48906, Book No. 179, on page 492, issued out of the Comptroller's Office, from which the assessment above stated was omitted; and

WHEREAS, by virtue of R. S. 54: 5-17 the purchaser relying on such search shall hold the property free from any municipal lien held by the municipality not shown on the search;

THEREFORE BE IT RESOLVED,

by the Board of Commissioners of The City of Newark that for the reasons above set forth and by virtue of the law as stated, the aforesaid sidewalk assessment in the amount of Forty dollars and twenty cents (\$40.20), against the property at 416 Jelliff Avenue, be and the same is hereby cancelled, and the Director of Revenue and Finance be and he is hereby authorized to cancel same on records in the Office of the Comptroller.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Fidelity Union Trust Company, Trustee of the Estate of Henry C. Jones, in which the City of Newark is one of the beneficiaries, advise as follows:

"Trust Department,
November 4, 1938.

"Re. FA MN 1213.

James F. O'Brien, Corp. Counsel,
City of Newark,
City Hall,
Newark, N. J.

Dear Sir:

We hold in the Estate of Henry C. Jones, a mortgage on the premises of J. Earle Skillman located at 10 Vera Place, Montclair, New Jersey. The present amount of the mortgage is \$12,000.00. Interest has been paid to August 1, 1938, and receipts have been exhibited for the full year 1937 taxes.

The owner is a dentist and his business has been greatly injured by the depression and today it scarcely nets him sufficient to maintain his family and pay the overhead of his office. He is unable to continue the payments on his mortgage and has asked this Company, as Trustee, to accept a deed to his property. Credit reports which we have obtained and affidavit as to the worth of the bondsmen have persuaded this Company to consent to the acceptance of a deed rather than accumulate the expense of foreclosure.

Inasmuch as the Estate of Henry C. Jones has been liquidated and you are one of the beneficiaries of the Trust holding interest in this mortgage, we would appreciate receiving your consent to the acceptance of a deed in lieu of foreclosure. If you concur with the action of our Committee, will you please endorse your approval on the carbon copy of the letter enclosed herewith and oblige.

Very truly yours,
(Signed) H. R. Jacobus.
H. R. Jacobus,
Assistant Trust Officer."

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the recommendation of the aforesaid Trustee in the matter above set forth be concurred in and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to approve for the City the acceptance of the deed as aforesaid.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Commissioners of The City of Newark that Resolution No. 1928-F, adopted February 16, 1928, be and the same is hereby rescinded.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Newark Safety Council did on February 9, 1938, through Mr. C. C. Campbell and Mr. Henry Young, make application to the Board of Commissioners for the sum of Five Thousand Dollars (\$5,000) per year for three years to assist them in carrying out a campaign of educating the public in and about Newark in safety measures; and

WHEREAS, the Board of Commissioners did deem it to the best interests of The City of Newark that this commendable work be carried on by the Newark Safety Council, and that the sum of Five Thousand Dollars (\$5,000) be provided for the year 1938;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of Five Thousand Dollars (\$5,000) be and the same is hereby appropriated to the Newark Safety Council for the purpose of educating the public in safety measures for the safety and welfare of the people of The City of Newark, and the Director of the Department of Revenue and Finance be and he is hereby authorized and di-

rected to pay the said sum of Five Thousand Dollars (\$5,000) to the Newark Safety Council for the purpose aforesaid from the contingent appropriation for the year 1938.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, on or about December 10, 1937, an automobile owned and operated by Kurt Lidle was damaged as a result of a collision with an automobile Fire Engine Truck owned by the City of Newark, which was operated by one Charles Schnering, a fireman, in the employ of the City of Newark, at High Street, approaching James Street, in the City of Newark, New Jersey; and

WHEREAS, a suit was instituted by the said Kurt Lidle, in the Second District Court of the City of Newark against the City of Newark and Charles Schnering, claiming damages in the sum of \$500.00; and

WHEREAS, the said Kurt Lidle is satisfied to accept the sum of \$200.00 in settlement of his claim; and

WHEREAS, there is a strong evidence of the liability of the defendant, Charles Schnering, the fireman who operated the Fire Engine Truck for the City of Newark; and

WHEREAS, said Charles Schnering was operating the fire apparatus for the said The City of Newark in

the line of duty when said accident occurred;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the said sum of \$200.00 be and the same is hereby appropriated to said Kurt Lidle in settlement of his claim, and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make payment of the said sum of \$200.00 to the said Kurt Lidle, upon receipt of a proper release from the said Kurt Lidle, approved by the Law Department; and nothing contained herein shall be deemed to be an acknowledgment of any further claim for damages in the matter hereinbefore set forth.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that sealed proposals received by the Department of Central Purchase on November 10, 1938, for furnishing and delivering Common Building Bricks, be and the same hereby are rejected, it being felt that more advantageous prices may be obtained by readvertising for bids for said bricks; therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for said common building bricks.

Bids to be received on such date and at such times as it shall in said advertisement designate.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Director of the Department of Public Affairs be and he hereby is directed to advertise for sealed proposals for furnishing and delivering of approximately 3200 lineal feet of 48-inch pipe and fittings, to be laid by the City as a Works Progress Administration Project, in North Seventh Street, Sussex Avenue and South Ninth Street, between the D. L. & W. R. R. and Central Avenue, being Section 3 of the Aqueduct from the Bloomfield Avenue Tower to the South Orange Avenue Reservoir. Said proposals are to be received at such time and place as the said Director shall, in proper advertisement, designate.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Electric Generators and Water Pumps for Police Division, and paper towels for various departments requiring same.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Asphalt Block, Manhole heads and covers, reinforced concrete pipe, timber and piles; therefore be it.

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

DAVID RIPLEY & SONS—
W. FRANK HOPPING, INC.,
Port Newark, N. J.

Approx. 128,000 ft. foundation timber 8"x8"x6', long leaf yellow pine @ \$44.60 M. ft. B. M.

Approx. 30,000 ft. b. m. 3"x10"x12'0 T & G sheathing, long leaf yellow pine, grade merchantable @ \$52.60 M. ft. B. M.

WOOD PILE COMPANY—
South Orange, N. J.

Approx. 1,500 timber piles, 25' long,
varying in thickness from 6" to 12",
mixed oak @ \$4.37 per pile.

ARMORED CONCRETE CORPORATION—Newark, N. J.

Approx. 119 Standard State Highway
Basin Heads @ \$45.00 each.

Approx. 6 Standard Newark sidewalk
type manhole heads and covers 5"
deep @ \$26.00 each.

Approx. 70 Standard street manhole
heads & covers 10" deep @ \$20.00
each.

KERR CONCRETE PIPE COMPANY—Passaic, N. J.

Approx. 3,140 ft. 24" reinforced concrete
pipe @ .90 foot.

Approx. 1,325 ft. 27" reinforced concrete
pipe @ \$1.20 foot.

Approx. 1,990 ft. 36" reinforced concrete
pipe @ \$1.70 foot.

Approx. 330 ft. 51" reinforced concrete
pipe @ \$3.49 foot.

LOCK JOINT PIPE COMPANY—
Ampere, N. J.

Approx. 885 ft. 18" reinforced concrete
pipe @ .60 lin. ft.

MANHATTAN & BRONX CINDER
COMPANY—Bronx, N. Y.

Approx. 30,000 asphalt block 2x5x12
inches (Section 463-464 Bureau of
Streets Standard Specifications)
Carload or truck delivery to City
Asphalt Plant @ \$109.00 M.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the following
votes:

Yeas: Commissioners Byrne,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolution:

WHEREAS, in accordance with the
law and by the authority of the Board
of Commissioners of the City of
Newark, New Jersey, the Director of
the Department of Public Works received
and opened bids for the laundering of
the towels and bathing suits for the
Bureau of Public Baths in the Department
of Public Works; and

WHEREAS, the Troy City Laundry, Inc.,
bid the sum of Ninety-five cents (\$0.95)
per hundred for the laundering of the
towels and One Dollar (\$1.00) per hundred
for the laundering of the bathing suits,
being the lowest responsible bidder;

THEREFORE BE IT RESOLVED,
by the Board of Commissioners of the
City of Newark that the contract for
the above mentioned work be and the
same is hereby awarded to the Troy
City Laundry, Inc., for the price
aforesaid, said contract to be for a
period of three (3) years to date
from November 16, 1938, and that
the Law Department and the Director
of the Department of Public Works
be and they are hereby authorized to
execute the above contract for the
faithful performance of the work.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the following
votes:

Yeas: Commissioners Byrne,
Franklin, Murphy, Mayor Ellenstein.

Nays: Commissioner Murphy.

Mayor Ellenstein offered the following resolutions:

WHEREAS, James Lawton, an employee of the Bureau of Street Cleaning, Department of Public Affairs, has been employed as a laborer since August 11, 1912, and has made application for a pension under date of September 1, 1938, under Chapter 103 of the Laws of 1923 Revised Statutes of New Jersey 1937, 43: 12-1, wherein it is provided:

"A person who has been continuously employed in any city for a period of twenty-five years and has reached the age of seventy years may retire or be retired at any time thereafter. On or after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement."; and

WHEREAS, it appears that the said James Lawton was born March 30, 1859, and is over the age of seventy (70) years and has been employed by The City of Newark for a period of more than twenty-five (25) years; and

WHEREAS, the said James Lawton has been receiving Eighteen dollars and twenty cents (\$18.20) a week from The City of Newark; and

WHEREAS, because of physical disability and old age he is unable to do any further work;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the application for pension of the said James Lawton, employed by The City of Newark, Bureau of Street Cleaning, Department of Public Affairs, in the capacity of laborer, be and the same is hereby granted under and by virtue of the provisions of Chapter 103

of the Laws of 1923 Revised Statutes of New Jersey 1937, 43:12-1, said pension to be effective as of September 1, 1938; and

BE IT FURTHER RESOLVED, that said James Lawton shall be paid a pension of Nine dollars and ten cents (\$9.10) per week, and said pension to be paid as other pensions are paid.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Cataldo Pulio, an employee of the House Sewer Connection, Bureau of Sewers, Department of Public Affairs, has been employed as a laborer since March 20, 1911, and has made application for a pension under date of September 30, 1938, under Chapter 103 of the Laws of 1923 Revised Statutes of New Jersey, 1937, 43:12-1, wherein it is provided:

"A person who has been continuously employed in any city for a period of twenty-five years and has reached the age of seventy years may retire or be retired at any time thereafter. On or after retirement he shall be paid by the city one-half the amount he was receiving as salary from the city at the time of his retirement."; and

WHEREAS, it appears that the said Cataldo Pulio was born in Italy and emigrated to the United States in March, 1896, at which time he was thirty-two (32) years of age, and is now over the age of seventy (70) years and has been employed by The City of Newark for a period of more than twenty-five (25) years; and

WHEREAS, the said Cataldo Pulio has been receiving Thirty-one dollars and twenty cents (\$31.20) a week from The City of Newark; and

WHEREAS, because of illness and infirmities of old age he is unable to do any further work;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the application for pension of the said Cataldo Pulio, employed by The City of Newark, House Sewer Connection, Bureau of Sewers, Department of Public Affairs, in the capacity of laborer, be and the same is hereby granted under and by virtue of the provisions of Chapter 103 of the Laws of 1923 Revised Statutes of New Jersey 1937, 43:12-1, said pension to be effective as of September 30, 1938; and

BE IT FURTHER RESOLVED, that the said Cataldo Pulio shall be paid a pension of Fifteen dollars and sixty cents (\$15.60) per week, and said pension to be paid as other pensions are paid.

M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, for reasons of economy, the Director of the Department of Parks and Public Property deemed it advisable to reduce the personnel in his department; and

WHEREAS, the following em-

ployees were suspended effective as of the dates set opposite each name;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the action of the Director of the Department of Parks and Public Property in suspending the following named persons in the various bureaus in the Department of Parks and Public Property be and the same is hereby confirmed:

PUBLIC BUILDINGS

Anne Pritchard, Cleaner, effective January 31st, 1938.

Loretta Fitzsimmons, Cleaner, effective January 31st, 1938.

Helen Bernard, Cleaner, effective January 31st, 1938.

Molly Solomon, Cleaner, effective January 31st, 1938.

Mary Drexler, Cleaner, effective January 31st, 1938.

Catherine Howard, Cleaner, effective January 31st, 1938.

Anna Little, Cleaner, effective January 31st, 1938.

Margaret Sims, Cleaner, effective January 31st, 1938.

Grace Hahne, Cleaner, effective January 31st, 1938.

Jennie Taylor, Cleaner, effective May 8th, 1938.

Sadie Burger, Cleaner, effective May 8th, 1938.

Elizabeth Freer, Cleaner, effective May 8th, 1938.

Margaret Murphy, Cleaner, effective, May 8th, 1938.

Abby Buckley, Cleaner, effective May 8th, 1938.

Arthur Cranston, Painter, effective May 8th, 1938.

Al Gialanella, Plasterer-Mason, effective May 8th, 1938.

Ben Krusch, Plasterer, effective September 1st, 1938.

John C. Jones, Painter, effective May 8th, 1938.

Ernest Gfeller, Painter, effective May 8th, 1938.

James T. Meleady, Electrician, effective May 8th, 1938.

James H. Kelly, Carpenter, effective May 8th, 1938.

WEIGHTS & MEASURES

Jerome Nusbaum, Asst. Superintendent, effective August 8th, 1938.

John J. McGrath, Asst. Superintendent, effective August 8th, 1938.

Robert F. Lyons, Asst. Superintendent, effective August 8th, 1938.

Edward F. Murphy, Asst. Superintendent, effective August 8th, 1938.

SHADE TREE

Ethel Killeran, Attendant, effective May 12th, 1938.

Nellie Boyan, Attendant, effective May 12th, 1938.

Grace L. Bell, Attendant, effective May 8th, 1938.

Dorothy Hynes, Attendant, effective, May 8th, 1938.

Mary Peters, Attendant, effective May 8th, 1938.

Margaret Harrington, Attendant effective May 8th, 1938.

Mary A. Farriel, Attendant, effective May 8th, 1938.

Hannah Haurey, Attendant, effective May 8th, 1938.

Arthur Foster, Chauffeur, effective May 8th, 1938.

Harry Reinhardt, Clerk, effective May 8th, 1938.

MUNICIPAL FARMERS' MARKET

William Jantusch, Asst. Supervisor, effective June 27th, 1938.

Arthur S. Lord, Asst. Supervisor, effective June 27th, 1938.

Abraham D. Barnett, Asst. Supervisor, effective June 27th, 1938.

Samuel Sachs, Asst. Supervisor, effective June 27th, 1937.

Joseph Sexton, Asst. Supervisor, effective June 27th, 1937.

David H. Becker, Asst. Supervisor, effective June 27th, 1937.

William Murphy, Asst. Supervisor, effective June 27, 1937.

Frank Miele, Asst. Supervisor, effective, August 1st, 1938.

Jos. M. Byrne, Jr.
Vincent J. Murphy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the Department of Parks and Public

Property advises that he has suspended John F. Neary, Laborer in the Shade Tree Bureau, without pay, for a period of two weeks, effective November 5, 1938;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that notice of the action of the Director of the Department of Parks and Public Property in his suspension of John F. Neary, a laborer, Shade Tree Bureau, for a period of two weeks commencing November 5, 1938, without pay, be and the same is hereby acknowledged.

Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., November 15, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

276-284 Frelinghuysen Avenue;
Apex Service Station; in a 1st industrial district the installation of three additional gasoline pumps

and one new driveway,—(No objectors);

179-181 Quitman Street; Solon C. Rothrock; in a 1st business district the construction of twelve individual garages;

25 Jones Street; Benjamin Morett; in a 2nd business district the establishment and operation of an automobile repair shop;

*178 Malvern Street; Anthony Villani; renewal of permit for two portable gasoline tanks and sale of motor oil; such use to be limited to the period of one year ending November 21, 1939;

523-527 Raymond Boulevard; Alliance Investment Company; in a 2nd industrial district the construction and operation of a garage;—(No objectors);

*47½ Broad Street; Albert H. Hawley; renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 25, 1939;

*333-335 Frelinghuysen Avenue; David B. Kaplus, Inc.; renewal of permit for automobile sales station; such use to be limited to the period of one year ending November 25, 1939;

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of November 16, 1938.)

Received, copy to be sent to each commissioner and further action postponed to November 23, 1938.

Commissioner Murphy: I move the rules be suspended in the cases of the three renewals.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Anthony Villani (M. Orlando and Anthony Villani, owners.; for the renewal of permit for two portable gasoline tanks and sale of motor oil; premises 178 Malvern Street; such use to be limited to the period of one year ending November 21, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Albert H. Hawley (Savings Investment & Trust Co., owner); for the renewal of permit for automobile parking station; premises 47½ Broad Street; such use to be limited to the period of one year ending November 25, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having consid-

ered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of David B. Kaplus, Inc.; (Sterling Leather Works. owner); for the renewal of permit for automobile sales station; premises 333-335 Frelinghuysen Avenue; such use to be limited to the period of one year ending November 25, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matters referred by the Board of Adjustment will be deferred and heard one week from today, on November 23.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., November 23, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Duffy: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to rescind ordinances heretofore adopted providing for the issuance of bonds and notes of The City of Newark.

The Board of Commissioners of the City of Newark Do Ordain as follows:

Section 1. The ordinance entitled "An Ordinance providing for the issuance of bonds of The City of Newark to raise money for the purpose of completing the City Railway," adopted

by the Board of Commissioners on the 6th day of October, 1937, and the ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark to raise money for the improvement of Port Newark," adopted by said Board of Commissioners on the 20th day of October, 1937, are hereby rescinded. No bonds or notes shall hereafter be issued pursuant to said ordinances.

Section 2. This ordinance shall take effect at the time and in the manner provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy moved that December 7th, 1938, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance changing the grade of a certain part of the sidewalk on the north side of South Orange Avenue located approximately one hundred twenty-five (125) feet east of Oraton Parkway.

The Board of Commissioners of the City of Newark Do Ordain:

Section 1. That the grade of the north sidewalk of South Orange Avenue from a point approximately one hundred ten (110) feet east of Oraton Parkway to approximately one hundred twenty-five (125) feet east of Oraton Parkway, be and the same is hereby established as follows:

The sidewalk at the curb line shall be of the same grade as that established for the surface of the roadway pavement, and as it recedes from the curb line, shall be raised at a substantially uniform slope of about $\frac{1}{4}$ " elevation for each foot of width of the sidewalk to the property line.

Where the sidewalk sections adjoin the abutting walks a curb or step shall be provided to join and connect the sidewalk surface, all of which shall be as shown on a plan prepared by John J. Bracken, Engineer, October 14, 1938, and filed in the office of the Chief Engineer of the Department of Public Affairs.

Section 2. This ordinance shall take effect immediately upon final passage and advertisement according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that

December 7th, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be bxd as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authoroeizing the acceptance by the City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as Lots 25 and 27, Block 107, on the City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole for a period of 10 years, with an option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey, 1937, Title 54:4, 109-113, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that further consideration of the ordinance belaid over rntil November 30th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the lowing resolutions:

RESOLVED: That the sum of

Five Hundred Twenty-three Dollars (\$523.00) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance as follows, on account of services rendered in making appraisals on buildings and giving testimony at hearings before the Essex County Tax Board for the period from October 21st to November 21st, 1938:

Tax Board\$523.00

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand One Hundred Seventeen Dollars and Fifty Cents (\$1,117.50) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being over-time payrolls for the Comptroller's Office and Board of Assessment and Revision of Taxes, Department of Revenue and Finance, from October 17th to November 16th, 1938, as follows:

Comptroller's Office, November 7, 9, 10, 11, 14, 15 and 16, 1938	\$ 542.50
Board of Assessment and Revision of Taxes, October 17th to October 28, 1938	575.00
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	\$ 1,117.50

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Sixty-three Dollars (\$63.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$13.00
Tax Board	50.00
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	\$63.00

Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. Ellenstein
 M. P. Duffy
 Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Eight Thousand, Eight Hundred Forty-five and Twelve Cents (\$8,845.12) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Armistice Day Celebration	\$ 3,000.00
Newark City Home	3,485.31

Convalescent Hospital .	2,349 81
U. S. Social Hygiene Fund	10.00
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	\$ 8,845.12

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighteen Dollars and Ninety-three Cents (\$18.93) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Administration	\$18.93
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Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand Eight Hundred Fifty Dollars (\$4,850.00) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:
Emergency Relief direct\$4,850.00

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of One Thousand, One Hundred Thirty-six Dollars and Twenty-five Cents (\$1,136.25) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Public Buildings	\$1,136.25
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Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Four Hundred Eighty-two Dollars and Twelve Cents (\$3,482.12) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending November 16th and November 19th, 1938, as follows:

Shade Tree	\$ 2,196.12
Public Buildings	1,286.00
	<hr/>
	\$ 3,482.12

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Ten Thousand, Fifty-two Dollars and Forty-five Cents (\$10,052.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction (WPA	
Project No. 601)	\$ 4,277.30
Sewer Construction (WPA	
Project No. 3012)	5,825.15
	<hr/>
	\$10,052.45

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Nine Hundred Sixty-five Dollars and Forty Cents (\$5,965.50) be and the same hereby is

appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA	
Project No. 3531-7)	\$ 5,518.75
Street Construction (WPA	
Project No. 3531-7)	105.00
Street Construction (WPA	
Project No. 3531-7)	64.00
Sewer Construction (WPA	
Project No. 4813-7)	67.50
Sewer Construction (WPA	
Project No. 601)	210.15
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	\$ 5,965.40

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-two Thousand Two Hundred Fifty-two Dollars and Seventy-two Cents (\$32,252.72) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending November 16, 1938:

Newark Airport	\$ 2,234.30
Bureau of Motors	2,213.87
Bureau of Streets	1,646.77
Bureau of Sewers	920.19
House Sewer Connections	330.16
Bureau of Street Cleaning	15,014.58
Street Construction	551.53

Bureau of Docks	785 40
Bureau of Water	8,455.92
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	\$ 32,252.72

M. Ellenstein
 Jos. M. Byrne, Jr.
 (without prejudice)
 M. P. Duffy
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Eight Dollars and Fifty-five Cents (\$308.55) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$150.00
Sewers	82.50
House Sewer Connections	23.00
Streets	53.05
	<hr/>
	\$308.55

M. Ellenstein
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Seventy-five Dollars (\$175.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being

the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, supplementary weekly payroll, period ending November 9, 1938:

Bureau of Motors \$175.00

M. Ellenstein
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty-five Dollars (\$25.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Clerk (Elections) \$25.00

M. Ellenstein
 Jos. M. Byrne, Jr.
 M. P. Duffy
 Pearce R. Franklin
 Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Sixty-one Dollars and Seventy-five Cents (\$361.75) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to

the Department of Public Affairs, as follows:

Water (WPA Project No. 3-7-649)	\$ 78.75
Water (WPA Project No. 3-7-871)	283.00
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	\$361.75

M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the following bonds be and the same are hereby approved as to sufficiency:

AUCTIONEERS:

Harry Alexander, 875 Broad Street
Harry Davis, 224 Market Street.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: By the Board of Commissioners of the City of Newark that Resolution No. 3741-F, adopted November 16, 1938, be and the same is hereby rescinded.

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, The City of Newark acquired Tax Sale Certificate on the empty land, known as 313 and 327 and 304 and 324 Eastern Parkway; and,

WHEREAS, the Board of Commissioners of the City of Newark heretofore adopted a resolution on May 1, 1934, (said resolution being numbered 1922), accepting the sum of \$12,070.66, "in full settlement of all Taxes and Assessments as levied against the above property"; and,

WHEREAS, it appears that said settlement was inclusive of interest up to the date of tax sale on the several certificates and exclusive of the then current year's tax; and,

WHEREAS, said settlement was made in accordance with a general collection and settlement of over-due taxes, assessments, and penalties, in a tax drive then being conducted by said City of Newark, and in accordance with the law then existing and known as Chapter 70, P. L., 1933 and,

WHEREAS, it now appears that the officers of the City of Newark failed to include in said settlement an assessment for paving levied against the premises known as 304-

306 Eastern Parkway, and that the City now holds a tax certificate therefor; and,

WHEREAS, the owners of said land have ever since said settlement relied thereupon and upon the good faith of the City of Newark, its Board of Commissioners, officers and employees and has ever since continued to pay the amount of taxes levied against the same;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Receiver of Taxes of the City of Newark is hereby authorized and directed to cancel on the books of the City of Newark the paving assessment (and tax sale certificate thereof) against the land known as 304-306 Eastern Parkway.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioners Byrne, Murphy.

Commissioner Murphy offered the following resolutions:

WHEREAS, The City of Newark has acquired a certain tax sale certificate, which certificate is numbered 309'15 covering land and premises known and designated as numbers 297 and 319, both inclusive, Clinton Avenue, Newark, New Jersey, also known as Block 2667, Lot 12, on the Assessment Maps of the City of Newark; and,

WHEREAS, it is deemed advantageous to the City to dispose of said tax sale certificate by private

sale to the Fidelity Union Trust Company, a corporation of the State of New Jersey; and,

WHEREAS, it is desired that the Director of the Department of Revenue and Finance be authorized to prepare for and negotiate the sale of such tax sale certificate;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Director of the Department of Revenue and Finance be and he is hereby authorized to prepare for and enter into negotiation with the said the, Fidelity Union Trust Company, a corporation of the State of New Jersey, for the sale of said tax sale certificate owned by the City of Newark, and subject to the requirements and in accordance with the provisions of Title 54, Chapter 5, Sections 113 and 114, Revised Statutes of New Jersey, 1937; and nothing contained herein shall be deemed to authorize or direct the assignment of any such certificates until the aforesaid statutory law is complied with in manner herein provided.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, One Alec Brown, an inmate of the Newark City Alms House died leaving an estate of Three Hundred Twenty-one Dollars and Fifteen Cents (\$321.15), being the proceeds of two insurance policies paid to the estate by the Prudential Insurance Company; and

WHEREAS, The City of Newark

filed a claim of Eight Hundred Eighty-four Dollars and Twenty-five Cents (\$884.25), representing Twenty-nine Dollars and Twenty-five Cents (\$29.25) for costs of burial, and Eight Hundred Fifty-five Dollars (\$855.00) for maintenance in the Alms House; and

WHEREAS, the said estate has been administered by E. Douglas Woodring, as administrator appointed by the Surrogate Court of the County of Essex; and,

WHEREAS, the said administrator advises that there is remaining in his hands the sum of One Hundred Sixteen Dollars and Forty-five Cents (\$116.45), being the remaining assets after the administration costs and fees allowed by the Orphans' Court upon the accounting filed on March 4, 1938, have been paid; and,

WHEREAS, the administrator desires to turn over the said sum of One Hundred Sixteen Dollars and Forty-five Cents (\$116.45) to the City of Newark upon the execution of a release from The City of Newark;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the said sum of One Hundred Sixteen Dollars and Forty-five Cents (\$116.45) from the estate of Alec Brown, deceased be and the same is hereby directed to be received by the Director of the Department of Revenue and Finance, who is authorized to execute for and on behalf of The City of Newark a release in form to be approved by the Law Department.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Unity Furniture Factories, Inc., 19 Shipman Street, owes the City of Newark personal taxes for the years 1935 and 1936 as follows:

1935 personal tax	\$336.00
1936 personal tax	381.00

making a total of \$717.00 flat;

WHEREAS, Unity Furniture Factories, Inc., was adjudged a bankrupt but the City of Newark neglected to file a claim for the personal taxes from the address of 19 Shipman Street;

WHEREAS, there is no balance of monies in the estate to pay this claim;

BE IT RESOLVED, That in order to clear our records the 1935 personal taxes and the 1936 personal taxes in the amount of \$717.00, be cancelled.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Unity Furniture Factories, Inc., 62-64 Springfield Avenue, bankrupt in bankruptcy, claim filed December 10th, 1935:

1934 personal tax	\$ 365.00
1935 personal tax	1,008.00

making a total of \$1,373.00, flat;

WHEREAS, a supplementary claim was filed February 20th, 1936, for the 1936 personal tax in the amount of \$1,143.00 flat;

WHEREAS, the Receiver declared a first, last and final dividend of \$350.00;

WHEREAS, the balance of the 1934 personal tax and the 1935 personal tax were previously cancelled by resolution No. 5389 dated May 6th, 1936, but the personal tax for the year 1936 was not included in this cancellation;

BE IT RESOLVED THEREFORE that the 1936 personal tax in the amount of \$1,143.00 be cancelled in order to clear this account on the records.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Empire Upholstery Company, 95 Bruce Street, bankrupt in bankruptcy, claim filed July 15th, 1938:

1936 personal tax\$38.10
1937 personal tax 36.90
1938 personal tax 69.15
making a total of \$144.15 flat;

WHEREAS, The Receiver has declared a first, last and final dividend of \$13.03 representing balance in the estate;

BE IT RESOLVED, That the Tax Receiver be authorized to accept same and apply against the 1936 personal

tax and the balance of the 1936 personal tax amounting to \$25.07 and the 1937 personal tax in the amount of \$36.90, making a total of \$75.00 be cancelled and the 1938 personal tax in the amount of \$69.15 be re-mitted.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, by the Board of Commissioners of the City of Newark that pursuant to Local Budget Act R. S. 40: 2-30—Transfers of Appropriations—that the Director of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations in the Department of Parks and Public Property; and

BE IT FURTHER RESOLVED, That these transfers are strictly under the jurisdiction of the Director of the Department of Parks and Public Property:—

Centre Market to Printing and Stationery \$2,550.00.

Director's Office to Public Buildings, \$660.00.

Director's Office to Shade Tree, \$3,100.00.

Smoke Abatement to Public Buildings, \$200.00.

W. P. A. to Public Buildings, \$1,500.00.

W. P. A. to Printing and Stationery, \$930.00.

Weights and Measures to Shade Tree \$2,780.00.

Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Tax Installment Bureau and part of the Tax Revaluation Bureau personnel were transferred to the Tax Receiver's Bureau; therefore

BE IT RESOLVED, that the Director of Revenue and Finance be and he is hereby authorized pursuant to Local Budget Act R. S. 40: 2-30—Transfers of Appropriations, to make the following transfers to and from Budget Appropriations:—

Tax Revaluation to Tax Receiver, \$2,453.00.

Tax Installment Bureau to Tax Receiver, \$7,547.00.

Vincent J. Murphy
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on or about June 15, 1938, the Director of the Department of Public Works and the Director of the Department of Revenue and Finance signed the Works Progress Administration Project Proposal, known as W. P. No. 3970-7—Housekeeping Aid—; and

WHEREAS, among the items of contribution by The City of Newark there are the following items:

Travel for Supervisors (1 Supervisor and 2 Asst. Supervisors)—50 weeks at \$10.00 per week	\$ 500.00
Travel for 10 Field Workers—50 weeks at \$1.00 per week	500.00
Total	\$ 1,000.00

and

WHEREAS, the work is being performed by the said Supervisors aforementioned; and

WHEREAS, no express provision was made in the budget for the year 1938 for the payment of this money;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the sum of One thousand dollars (\$1,000.00) is hereby appropriated from the contingent fund for the payment of

Travel for Supervisor (1 Supervisor and 2 Asst. Supervisors)—50 weeks at \$10.00 per week	\$ 500.00
Travel for 10 Field workers—50 weeks at \$1.00 per week	500.00
Total	\$ 1,000.00

on Project W. P. No. 3970-7—House-keeping Aid—and the Director of the Department of Revenue and Finance is hereby authorized to pay the said sum of One thousand dollars (\$1,000.00) from the contingent fund.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on April 28, 1938, at a conference of the Board of Commissioners of The City of Newark, it was reported that four hundred fifty (450) men would be placed to work on W. P. A. projects in nearby municipalities provided The City of Newark would supply the necessary transportation; and

WHEREAS, the Board of Commissioners adopted a motion that the proposal of the W. P. A. be accepted for a period of three and one-half months, and that the funds to pay for said transportation — in the amount of approximately Six thousand and eight hundred dollars (\$6,800.00) — be appropriated from the contingent fund; and

WHEREAS, by resolution of the Board of Commissioners adopted May 4, 1938, the Director of the Department of Public Works was authorized to advertise for sealed proposals for the transportation of W. P. A. workers from within the City limits to without the City limits; and

WHEREAS, the Director of the Department of Public Works, in accordance with the aforesaid resolution, did advertise for bids for the transportation of W. P. A. workers, and pursuant to said advertisement the Ita-

liano LaSpada Company offered to provide buses for transportation of W. P. A. workers for Twelve Dollars (\$12.00) per bus per day for Project No. 3241-7, and the Public Service Coordinated Transport, pursuant to said advertisement, offered to provide buses for Nine Dollars and Fifty Cents (\$9.50) per bus per day for transporting W. P. A. workers on Project No. 3318-7, and Nine Dollars and Fifty Cents (\$9.50) per bus per day for transporting W. P. A. workers on Project No. 3316-7; and

WHEREAS, the proposals by the Italiano LaSpada Company and the Public Service Coordinated Transport were the lowest responsible bids received for the said projects; and

WHEREAS, by two resolutions adopted by the Board of Commissioners on May 18, 1938, the aforesaid bids of the Italiano LaSpada Company and the Public Service Coordinated Transport were accepted and the contracts awarded accordingly; and

WHEREAS, the Italiano LaSpada Company and the Public Service Coordinated Transport have furnished the buses according to the terms of the said contracts of transportation of W. P. A. workers;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the said Italiano LaSpada Company and the Public Service Coordinated Transport be paid for transporting W. P. A. workers in connection with Projects Nos. 3241-7, 3318-7 and 33-16-7, out of the contingent fund to an amount not in excess of Six thousand eight hundred dollars (\$6,800), and the Director of the Department of Revenue and Finance is hereby authorized and empowered to make the said payments out of and from the contingent fund.

Pearce R. Franklin
M. Ellenstein
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the expenses of Doctor Julius Levy, Director, Child Hygiene Division, Bureau of Health, Department of Public Works, incurred in attending meetings of the American Public Health Association, which were held at Kansas City, from October 25th to 28th, 1938, inclusive, be and the same are hereby approved not to exceed Thirty-five dollars (\$35.00).

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the expenses of Joseph E. Connolly, Assistant Chief, Food & Drug Division, Bureau of Health, Department of Public Works, incurred in attending the National Food & Drug Convention which was held in Chicago, Illinois, from October 18th to 21st, inclusive, be and the same are hereby approved not to exceed One hundred six dollars and sixty cents (\$106.60).

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Alexander Bellusci, of No. 303 Sherman Avenue, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, on June 8, 1938, for a Plenary Retail Consumption License (No. C-84) and did deposit the sum of \$500.00 with the Clerk of said Board at the time of the filing of the application; and

WHEREAS, Plenary Retail Consumption License No. C-84 was issued to the said Alexander Bellusci, 303 Sherman Avenue, Newark, on November 12, 1938; and

WHEREAS, the sum to be paid for the said license on November 12, 1938, was \$329.16, entitling the said Alexander Bellusci to a refund of \$170.84;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the sum of \$170.84 be and the same is hereby ordered paid to the said Alexander Bellusci and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Alexander Bellusci the said sum of \$170.84 for the reason hereinbefore set forth

M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, that sealed proposals received by the Department of Central Purchase on November 17, 1938, for furnishing and delivering Common Building Bricks, be and the same hereby are rejected, it being felt that more advantageous prices may be obtained by readvertising for bids for said bricks; therefore be it

FURTHER RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for said common building bricks.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it is hereby authorized and directed to advertise for sealed proposals for furnishing and delivering one (1) La-Salle ambulance for the Department of Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Gas Masks for Fire Division, Motorcycles, Motor Vehicles and Flood Lights for Police Division; City Directories, Office Furniture, Wire Fence, Shade Tree Truck Spray, Hose and Guns for same, for the Department of Parks and Public Property; Refined Asphalt Cement No. 3, Asphalt Filler for Brick Pavement (Blown Type), Refined Tar Cement, Sand, Binder Stone, High Early Strength Portland Cement, Paving Brick Traffic Markers and Red Lug Bricks, for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnish-

ing and delivering Cleaning Materials for use in the Department of Parks and Public Property.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law, and by the authority of the Board of Commissioners of the City of Newark, N. J., the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Dry Goods and Household Supplies, for the various institutions in the Department of Public Works for a period of four months; therefore be it

Resolved, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said dry goods and household supplies to the City of Newark, be and the same hereby are awarded to the following named firms, in the approximate amounts set opposite their respective names, being the lowest formal bidders in response to public advertisement for sealed proposals, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark proper contracts for furnishing and delivering said Dry Goods and Household supplies:

Approximately

American Oil & Supply Company	\$ 245.78
Armour & Company	527.83
Barr Brothers	423.10
B. I. Binder	440.39
Fisher-Cohen Company	4,601.52
H. Kussy Company	706.93
Sanifect Company	280.13
I. Simon & Sons	1,203.27
Unfried Barkhorn	852.45

(Above contracts are all for the Department of Public Works).

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering miscellaneous materials listed below; therefore be it

RESOLVED by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for fur-

nishing and delivering said materials:

F. BOWDEN COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 1,000 ft. Title Pipe (Purchases to be based on sizes 4 to 24½" in diameter inclusive, for the following discount below standard list price adopted by the manufacturers, January 12, 1928, 56%

Approx. 100 ft. Title Specials (to include all Bends, Y branches, stoppers, tees or traps of above mentioned sizes) for the following discount below standard list price adopted by the manufacturers, January 12, 1928, 56%.

THOMPSON MATERIALS CORPORATION—Newark, N. J.

(Public Affairs)

Approx. 3,000 gal. Brickote, delivered in drums to City Asphalt Plant @ .20 gallon.

DOSCH-KING COMPANY—
Whippany, N. J.

(Public Affairs)

Approx. 4,000 gal. Tar Cold Patch (Section 437 Bureau of Streets Standard Spec.) tank truck delivery to City Asphalt Plant @ .13 gallon.

LAKE ASPHALT & PETROLEUM COMPANY OF NEW JERSEY—
Harrisburg, Pa.

(Public Affairs)

Approx. 300 tons Refined Asphalt Cement No. 1, 50 to 60 penetration (Sec. 423 Bureau of Streets Standard Spec.) in tank cars or tank trucks to City Asphalt Plant @ \$12.60 ton.

BUILDERS MATERIAL SUPPLY COMPANY—Newark, N. J.

(Public Affairs)

Approx. 3,635 bags Hydrated lime—
50 lb. bags, truck delivery @ .25 bag.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

(Public Affairs)

Approx. 200 tons Mineral Filler —
bag containers (Section 422 Bureau of Streets, Standard Specifications) Railroad delivery to City Asphalt Plant @ \$4.63 ton.

Approx. 3,550 bags Portland cement, regular, truck delivery in paper bags @ .56 bag.

In cloth bags, @ .65 bag.

Approx. 270 cu. yds. ¾" cracked stone, Grade "G" (Section 417 Bureau of Streets Standard Spec.) Truck delivery @ .145 cu. yd.

JOHN P. CALLAGHAN, INC.—
Harrison, N. J.

Approx. 1,055 cu. yds. sand for concrete, truck delivery (Section 420 Bureau of Streets Standard Specifications) @ \$1.10 cu. yd.

C. G. WINANS COMPANY—
Newark, N. J.

(All departments excepting Revenue and Finance).

Approx. 350 cases toilet tissue, 50 rolls to case, 2,000 sheets to roll A —Standard case lots, .0563 roll. B—Broken case lots .07 roll.

ELECTRIFIED WATER COMPANY
Newark, N. J.

(All department excepting Revenue and Finance).

Approx. 800,000 $3\frac{1}{2}$ ounce paper cups
—flat bottom @ \$1.79 per M.

Less 2% on payment of invoice.

**BORDEN'S FARM PRODUCTS
DIVISION OF THE BORDEN
COMPANY—Newark, N. J.**

(Public Works)

Approx. 52,500 qts. milk grade A—
40 qt. cans @ .117 qt.

Approx. 2,480 qts. milk grade A—
40 qts cans @ .0945 qt.

Approx. 1,250 qts. milk grade A—1
qt. bottles @ .135 qt.

Approx. 600 qts. milk grade B—1
qt. bottles @ .108 qt.

Approx. 448 qts. buttermilk — 1 qt.
bottles @ .72 qt.

Approx. 20 pts. heavy cream—1 pt.
bottles @ .333 pt.

Approx. 268 bots. heavy cream — $\frac{1}{2}$
pt. bottles @ .18 $\frac{1}{2}$ pt.

Approx. 333 qts. heavy cream—1 qt.
bottles @ .621 qt.

**TUSCAN DAIRY FARMS, INC.—
Union, N. J.**

(Public Works)

Approx. 52,500 qts milk grade A—40
qt. cans @ .117 qt.

Approx. 2,480 qts. milk grade B—40
qt. cans @ .0945 qt.

Approx. 1,250 qts. milk grade A—1
qt. bottles @ .135 qt.

Approx. 600 qts. milk grade B—1 qt.
bottles @ .108 qt.

Approx. 448 qts. buttermilk — 1 qt.
bottles @ .072 qt.

Approx. 20 pts. heavy cream—1 pt.
bottles @ .333 pt.

Approx. 268 bots. heavy cream $\frac{1}{2}$ pt.
bottles @ .18 $\frac{1}{2}$ pt.

Approx. 333 qts. heavy cream—1 qt.
bottles @ .621 qt.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

WHEREAS, inaccordance with the
law and by the authority of the
Board of Commissioners of the City
of Newark, New Jersey, the Depart-
ment of Central Purchase publicly
solicited, received and opened bids for
furnishing and delivering motor fuel,
for the various departments of the
City; therefore be it.

RESOLVED, by the Board of Com-
missioners of the City of Newark
that the contract for furnishing and
delivering motor fuel to the City of
Newark, be and the same hereby is
awarded as follows, being the lowest
formal bidder in response to public
advertisement for sealed proposals,
the amount of its bid being as fol-
lows, and the Director of the De-
partment of Public Safety and the
City Clerk of the City of Newark
are hereby authorized and directed to
execute on the part of the City of
Newark, proper contract for the fur-
nishing and delivering of said motor
fuel:

STANDARD OIL COMPANY OF
NEW JERSEY—Newark, N. J.

(For Department Public Works, Public Safety and Public Affairs).

Approx. 15,000 gal. "Regular" gasoline (Essolene) per week to any point within the City Limits, Newark, N. J., for tank wagon and 50 gal. container delivery @ 43/100c per gallon below contractor's posted delivered tank car price in effect and on date and at point from which delivery is made, but not to exceed 6.7c per gallon.

Approx. 500 gal. "High Compression" gasoline (Aerotype Esso) per week to any point within the City Limits, Newark, N. J., for tank wagon and 50 gal. container delivery @ 1- $\frac{3}{4}$ c per gallon above the price of Essolene (Regular Gasoline) shown above.

Approx. 325 gal "Regular" gasoline (Essolene) per week to Charlotteburg, N. J., for tank wagon and 50 gal. container delivery @ 43/100c per gallon below contractor's posted delivered tank car price in effect and on date and at point from which delivery is made, but not to exceed 6.7 per gallon.

Approx. 75 gal. "Regular" gasoline (Essolene) per week to Little Falls, N. J., for tank wagon and 50 gal. container delivery at 43/100c per gallon below contractor's posted delivered tank car price in effect and on date and at point from which delivery is made, but not to exceed 6.7 per gallon.

Approx. 150 gal. "Regular" gasoline (Essolene) per month to Cedar Grove, N. J., for tank and 50 gal. container delivery @ 43/100c per gallon below contractor's posted delivered tank car price in effect and on date and at point from which delivery is made, but not to exceed 6.7 per gallon.

Note. Contractor's posted delivered tank car price of "Regular" gasoline (Essolene) on date of bid (November 7, 1938) .069 per gallon. Contract to cover the period ending six (6) months from date of award.

M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, that the following changes effecting the payroll of the Department of Parks and Public Property for the last half of November, 1938, be and the same are hereby approved, confirmed and ratified as follows:

PUBLIC BUILDINGS

James L. Walsh, Elevator Operator, who was suspended for the first half of November, returned to duty on November 22nd, 1938.

Peter Reilly, Stationary Engineer, absent because of illness from November 17th to 26th, inclusive, appears on the pay roll only for the time he worked.

Edward Mullen has been temporarily appointed as Stationary Engineer at a salary of \$3,180.00 per annum, from November 17th to November 22nd, inclusive, to take the place of Peter Reilly during part of the time of his absence.

Michael F. Dempsey has been temporarily appointed as Stationary En-

gineer at a salary of \$3,180.00 per annum, from November 23rd to November 26th, inclusive, as certified by Civil Service, to work during the remainder of the time Peter Reilly is absent.

The temporary appointments of these Stationary Engineers are not additional help.

Joseph Solomon, Cleaner, returned to duty from a leave of absence on November 16th, 1938, at his same salary of \$1,620.00 per annum.

SHADE TREE

Henry Caruso has been temporarily appointed at Laborer at a wage of Sixty cents per hour, effective November 21st, 1938.

Mr. Caruso has been appointed in the place of Francis McRedmond, temporary Laborer who resigned on October 28th, 1938. Mr. Caruso is a professional tree trimmer but has been appointed as laborer.

This appointment is not additional help, inasmuch as he takes the place of Francis McRedmond.

DIRECTOR'S OFFICE

Alfred C. Nagel, Clerk, has been granted a vacation, for a period of one week, commencing November 28, 1938.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the G. Krueger Brewing Company of Newark, New Jersey, by agreement between The City of Newark and the said Company, occupies a space on the east end of the roof of the Center Market building, Newark, whereon it has a sign fifteen (15) feet in height and seventy-five (75) feet in length, and which agreement was entered into on the twenty-seventh day of November, 1937, for a period of one year from December 1, 1937, at an annual rental of One thousand eighty dollars (\$1,080.00), payable in equal monthly installments of Ninety Dollars (\$90.00) each; and

WHEREAS, the said G. Krueger Brewing Company desires to enter into an agreement for a further period of one year from December 1, 1938, at the same annual rental;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the City enter into an agreement with G. Krueger Brewing Company, a corporation of Newark, New Jersey, for the occupancy of the east end of the roof of the Center Market building, Newark, for the purpose of maintaining a sign fifteen (15) feet in height and seventy-five (75) feet in length, for a period of one year to commence on December 1, 1938, and to end at midnight November 30, 1939, at an annual rental of One thousand eighty dollars (\$1,080.00), payable in equal monthly installments of Ninety dollars (\$90.00) each, and on condition that the said G. Krueger Brewing Company carry public liability insurance policy in the sum of Ten thousand dollars (\$10,000.00) for any one person, and to property in the amount of Five thousand dollars (\$5,000.00), and deliver certificates of said insurance and evidence of the payment of premiums to the City, and providing further that upon thirty days written notice to the said G. Krueger Brew-

ing Company, by the City, the agreement may be terminated anytime during the term of the lease, and that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into an agreement subject to the above conditions and according to the terms contained in the present agreement, the same to be approved by the Law Department before execution.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Alliance Investment Co., owner; for the construction and operation of a garage in a 2nd industrial district; premises 523-527 Raymond Boulevard;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Apex Service Station (Jacob Blum & Solomon Kula, owners); for the installation of three additional gasoline pumps and one new driveway in a 1st industrial district; premises 276-284 Frelinghuysen Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Solon C. Rothrock (Anna S. Frederick Holding Co., owner); for the construction of twelve additional garages in a 1st business district; premises 179-181 Quitman Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we

concur in the recommendation of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Benjamin Morett (Mary M. Miller, owner); for the establishment and operation of an automobile repair shop in a 2nd business district; premises 25 Jones Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., November 22, 1938

The Board of Commissioners of
The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928 (40: 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

18 Central Avenue; Battery Park Co.; in a 2nd business district addition and entrance to present automobile parking station; on condition that this entrance is not to be used as an exist at any time; such use to be limited to the period ending one year from date of approval by the Board of Commissioners;—(No. objectors);

69-73 New Street (113 Washington Street); New Jersey Toilet & Towel Supply Co., owner; for the renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 4, 1939;

*290-298 Plane Street; Fidelity Union Trust Co., owner; renewal of permit for automobile parking station; such use to be limited to the period of one year ending November 21, 1939;

192 Alexander Street; George F. Weber; in a 1st residence district the conversion of a one-family

dwelling into a two-family dwelling;—(No objectors);

156-158 North Ninth Street; Raymond McKinney; in a 1st residence district the construction of a five-car garage;

489 South Thirteenth Street; Nicholas Dimestria, owner, in a 3rd residence district the construction of a store;—(No objectors).

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of November 23, 1938.)

Received, copy to be sent to each Commissioner, and further action postponed to November 30, 1938.

The City Clerk: One of these is a renewal and can be acted upon at this time under suspension of rules.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in that one case.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Fidelity Union Trust Company, owner; for the renewal of permit for automobile parking station; premises 290-298 Plane Street; such use to be limited to the period of one year ending November 21, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

(No response).

Commissioner Duffy: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN,
VINCENT J. MURPHY,
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY,
PEARCE R. FRANKLIN,

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N J , November 29, 1938.

A Special Meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk read the following call for the meeting:

THE CITY OF NEWARK,
NEW JERSEY
Meyer C. Ellenstein,
Mayor.

November 28, 1938.

Mr. Harry S. Reichenstein,
City Clerk,
Newark, New Jersey.

Dear Mr. Reichenstein:

Will you kindly call a special meeting of the City Commissioners for tomorrow, Tuesday, November 29th, at 11 A. M., in the Mayor's Office, for the purpose of passing an emergency resolution appropriating \$100,000 for snow removal.

Sincerely,
Meyer C. Ellenstein.
Mayor.

Ordered filed.

Mayor Ellenstein offered the following resolution:

WHEREAS, an emergency has arisen with respect to the removal of snow and ice from the public streets in The City of Newark due to the

unpredicted and unanticipated heavy and severe snowstorms during the past week, and last winter and early spring which exhausted the appropriation for 1938; and

WHEREAS, no adequate provision was made in the 1938 budget for the unforeseen conditions for the purpose aforesaid; and,

WHEREAS, R. S. 40: 2-31 provides for the creation of an emergency appropriation for the purpose above-mentioned; and,

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution is Two Hundred Twenty-one Thousand Nine Hundred Ninety-six Dollars and Thirty-six Cents (\$221,996.36), and three per cent of the total current operating appropriations in the budget for 1938 is Four Hundred Thirty-seven Thousand Eight Dollars and Eighty Cents (\$437,008.80);

NOW, THEREFORE BE IT RESOLVED By the Board of Commissioners of The City of Newark that an emergency appropriation be and the same is hereby made pursuant to R. S. 40: 2-31 (1) in the total amount of One Hundred Thousand Dollars (\$100,000.00);

BE IT FURTHER RESOLVED That said appropriations shall be provided for in full in the 1939 budget; and

BE IT FURTHER RESOLVED That a copy of this resolution be filed forthwith with the Commissioner of Local government.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: I might say in connection with this that all we appropriated in the budget this year for snow removal was \$10,000, which was cut down from \$20,000 the tentative budget. That money was all expended during January and February of this year. The condition of the streets as it now exists, there being six and eight inches of ice on the main arteries, and particularly affecting business men, both small and large, it seems that something should be done by the City Commission appropriating some money to give relief at least along the main arteries. This will only scratch the surface. I am informed by the engineers that it would be very difficult to estimate how much the cost would be of making the streets passable and usable. And, of course, we realize not only does it congest traffic, but considerable damage is being done to the springs of automobiles and the like, and then that hazards to pedestrians.

In presenting this resolution I would like to say that this morning I conferred with Director Franklin and Mr. Malady, Overseer of the Poor, and we are attempting to work out some plan whereby we will be able to take at least a thousand able-bodied men who are on relief, and who are unquestionably physically able to perform the work of breaking ice. The man power is what we lack. And under contracts under which we generally engage these men, they are paid 50 cents an hour. But it is thought by supplementing those men on relief, without exacting too much of their physical reserve by only asking them to work two days a week and then have a new crew of those that are on relief work two more days—in other words,

three shifts during the course of the week—would save, we believe, hundred of thousand of dollars to the taxpayers of the city. And at that conference today we were unanimously of the opinion that these unfortunate people who are on relief could show their appreciation in some respect by giving their services to the City and breaking the ice. The trucks that we are using will be able to take care of the carting and disposing of the snow.

If we were to engage all the men by contract the probability is that the \$100,000 would not last a week—at least, I am so informed by the engineers. But it is hoped by working with those on relief and placing them on the main arteries that we can take care of the situation at a minimum cost.

As you know the best work can be done during the night when there isn't any traffic on these main streets, and where there isn't any interference with the men when they work.

Commissioner Murphy: What about the City's equipment on this whole thing? Are we well equipped with snow—

Mayor Ellenstein: No, we are not well equipped. Last Friday we collected no ashes. Every piece of available equipment was out plowing the streets, so we had to dispense with the collecting of ashes on Friday. So that means we must put an extra crew on when we collect the ashes because there will be that double load on the next collection day.

Commissioner Byrne: Is it necessary to have a contractor supervise this? Can't this be done by our own foremen?

Mayor Ellenstein: The supervision is by city employees.

Commissioner Byrne: We are going to pay, as I understand, according to the papers this morning, 15 per cent. to the contractor to supervise this job.

Mayor Ellenstein: That is right.

Commissioner Byrne: Haven't we got foremen and others who could do that?

Mayor Ellenstein: Not supervising. They actually pay the men 50 cents an hour, the men they employ, and in addition they add 15 per cent. for supplying the men and supervising. But the actual supervision is made by city employees.

Commissioner Murphy: Are those relief men you are now talking about that they supply?

Mayor Ellenstein: As far as I know, they are not relief men. The relief men will be supervised by the City without any charge or cost to the City. These men that are under contract, that was always the method employed in the past for many years, as I understand it. How long is that?

Mr. Costello: Twenty years.

Commissioner Byrne: Under your plan now in alternating with relief men, isn't it possible at all to put all the men on from relief? Can't we have all these people we have registered on relief go on this snow removal?

Mayor Ellenstein: Is is questionable whether it can be done. Not everybody would want to work out in the snow. They may be scantily clad and you may subject them to hardships. And there are others who haven't the physical ability. So if it works out we can get 2,000 men, we will go as far as we can. We are hoping we can get at least a

thousand men who would be willing to give that service to the city in this emergency. If we can get 2,000 men —Mr. Malady will make an effort to get 2,000. In fact, there will be no limit to what we will try to get.

Commissioner Byrne: Then you get a bunch that is clamoring for work.

Mr. Malady: We have. We will start our machinery rolling into the districts as quickly as possible to get as much man-power out for this job as we can.

Commissioner Byrne: Haven't you got a lot of new caseworkers, close to 200? If each caseworker took five men it would be a thousand men over night.

Mr. Malady: We will send them out to report to the designated places where the engineers tell them. All we can do is to instruct these men this is a work relief program and that the only reimbursement there will be is by the direct relief they receive.

Commissioner Murphy: Is there anything compulsory to force the men to work?

Mr. Malady: There isn't

Commissioner Byrne: Do you think we are going to use the full \$100,000 on this? This is only between now and the end of the year, one month.

Mayor Ellenstein: This is only to clean up some of the arteries. This \$100,000 cannot last more than a week with the condition the streets are in. Most of it is ice, as you know, and in parts of the city is six and eight inches thick. Of course, that is what we are trying to do, augment that with as many as we can possibly get off relief.

I might say we made a request and

tried WPA, but the order came through from Washington that no WPA employees were available for snow removal, with the exception of the removal of snow where they are on a project so as to get down to the base of the project that they are doing, of course.

Commissioner Byrne: What I cannot get, if these statements in the paper are true about the amount of money that has been expended in the past, why does it take so much money \$100,000, which I thought was for the balance of the year, and which I thought was high, would only last for a week, because in 1936, according to the paper I read last night or the Ledger this morning, I forget which, said 1936 would run \$108,000-\$110,000.

Mayor Ellenstein: That is the winter of 1935 and 1936. During that winter we spent \$105,000 as I remember, approximately that. That storm, while a severe one, was not as bad as this. You remember, it hailed on Thursday and then changed to snow, and it put a base on there so they could not plow the streets as if it had been a fall of snow. During the winter of 1935 and 1936, New York City spent nine and one-half million for snow removal during that season. In the fiscal and in area they are about eleven times larger than Newark. So on that basis we would be justified in spending \$850,000 instead of \$105,000. Mr. Costello has the exact figures as to what his basis is for estimating this would only last a week and only to clean up the main arteries, and that is why we are trying to augment it and clean it up. If we should get two days of thaw we could immediately stop the contract work. There is no obligation on the city to continue the work. If it should thaw a couple of days the cost would be greatly reduced.

Commissioner Byrne: What I am

concerned about is if it is going to cost \$100,000 a week, you are going to get an awful wallop in your budget next year on your snow removal if we have to figure it on that basis, because they predict a bad winter.

Mayor Ellenstein: Well, you don't base it on predictions. They predicted a bad winter this last year but still we only appropriated \$10,000 in the budget and the major portion of that was used to store the equipment in the different sections of the city. In the case of a snow storm this equipment comes out in all parts of the city and plows every street. Mr. Costello, will you further explain what you base your estimate on that the \$100,000 will only last about a week?

Mr. Costello: It is not a question of time, of two weeks or one week, it is how many men we put to work and with what degree we go to work and clean this up. You men are all familiar with the conditions of the streets. It is man-power picking, piling and then removing later. We can string this out as long as we can but it seems to me time is of the essence. If we get another storm on top of this it is impossible to plow these streets as they are today, and it would seem to me it would be better to clean it up as quickly as possible, especially the main arteries, rather than to drag it out. But the question of the \$100,000 is how far it can go. You cannot work out a program. We have no trucks out today because we have ten air compressors and men piling it. We are trying to conserve funds as much as we can. It might last a week or it might last ten days, it is just how big a program we put on to clean it up and quickly.

Commissioner Byrne: How do you account for the fact when you have had storms just about—

Mr. Costello: This storm was most

unusual New York City spent a million dollars up to Sunday night. \$100,000 is nothing for a city with 400 miles of streets when a storm like this is nothing but ice. When you go out and pick it up it is just like flint, rock.

Commissioner Byrne: How do you justify the previous cost?

Mr. Costello: The storms were of an entirely different character and nature. That was over the whole winter, probably. Last winter we had a very mild winter. The winter of 1919-1920 we did not spend probably \$5,000. This is a most unusual storm and the most expensive one to remove. Where we spent \$200,000, that would be over a period of a whole year. This is just one storm. We might have two or three storms with the heaviest snow fall and it would not cost us much to remove.

Mayor Ellenstein: It does not take as much time to remove a shovel of soft snow as it does the same volume of ice. It would take six or seven times as long to remove ice.

Commissioner Byrne: That is what I am concerned about in this cost and what we ask to have in the budget next year. Even though this is high put it in there. I think we can make the cost of removing this snow a lot cheaper if we had the money on hand. For instance, if we removed it right away it would be cheaper because it has caked up. But we did not have the money to remove it.

Mr. Costello: It caked up the night it fell, as far as that goes.

Commissioner Byrne: We have got to face it. And we can save any money on it we might as well face the music.

Mayor Ellenstein: Well, that is not the procedure.

Mr. Costello: Commissioner Byrne, you know you have been around the city and you have seen these streets. You can realize what it costs to pick that ice and pile it and take it away. It is just a question of how far the Commission wants to go to clean up the city. You can spend thousands and thousands of dollars on any street or artery in this city and make very little showing, the way it is today.

Mayor Ellenstein: Furthermore, the longer the ice remains on the pavement the greater damage and injury to the pavement, and we will be called on in the spring to make those repairs.

Mr. Costello: What I am more fearful of, if we get another storm — this is a storm in November, and our days are getting shorter and colder, and if this isn't off the streets and there is another storm it is going to be impossible to handle it and plow it and you are just going to be tied up in a knot.

Mayor Ellenstein: And this is the holiday season coming, and, of course, it is going to make it very much more difficult for business people, particularly so downtown.

Commissioner Murphy: Of course, the unfortunate part of the whole thing is that the storm got such a jump on us that it was not tackled right off the reel and cleared away as fast as possible in order to save the extraordinary cost involved now to get rid of this ice.

Mr. Costello: That is partially true, but that storm came on Thanksgiving Eve and it started with a temperature above freezing. It was sleet and hail and wet snow and formed a bottom. Traffic on these streets was terrific and packed it down. You could have started with the first flake and you wouldn't have improved the

condition a whole lot. Then immediately it froze. We had the same condition in 1936, not quite as bad, but we had 5,000 relief workers out digging and we didn't spend much money, but now we cannot get them.

Commissioner Murphy: You can save a lot of digging. It is my thought probably a lot of that real expensive removal could be saved by trying to tackle this right in the first inception. It is surprising other roads in outlying districts, and I am not trying to compare them with Board Street, but you take Central Avenue and once you pass the city line of the City of Newark it is clear this morning, and a number of other roads in surrounding districts, and they get a lot of traffic. There is no question about it. But you can take almost any of our leading roads, South Orange, Clinton, Central and the bumps are terrible. I appreciate the fact something must be done about it. But I think something ought to be tried to work out of this thing to tackle these storms when they begin in order to save this mess we got now, which you find considerable people complaining of broken cars. And if anybody saw this line of traffic when I went out of this City Hall at half-past six, you couldn't get any place, it was terrible. People getting home an hour and an hour and a half late. I read an article in the paper—I just forget the whole interpretation of it—by I think Doramus about the well-equipped City of Newark to handle a snow storm. I don't know what he meant by it.

Mr. Costello: If you interpret it that way, that is not so, I recommended the purchase of considerable equipment here. We need 50 trucks, we need a hundred more snow plows. We have an old hand lift instead of a hydraulic lift. With good modern snow loaders and more modern equipment than we have today—your city should spend, if we want to be equip-

ped for an emergency like this, five or six hundred thousand dollars.

Commissioner Murphy: Even hiring trucks to put on these snow shovels, haven't we got enough of them if we hire enough trucks?

Mr. Costello: We have old ones, but we haven't got the modern. The State Highway just threw theirs away and got new ones with 28 and 30 in. blades. We have got 40 of the modern ones, we should have 150. That is just one piece of equipment.

Commissioner Murphy: The point I am trying to bring out, with the snow, say the special meeting called right away in order to take some action, in order to tackle the storm at its first inception sooner than let it lay until this period of time when it has become clogged and lumped all over the streets.

Mayor Ellenstein: Then we should have called a special meeting last Tuesday before the storm started.

Commissioner Murphy: No, but probably Friday you could. Don't make a joke out of it, because after all, we are entitled—you called the meeting for us to have an expression. Why say Tuesday before it came?

Mayor Ellenstein: All right, there are lots of other things that are brought to your attention. You cannot clean snow with antiquated equipment, you know that. You wouldn't go out with a coal shovel.

Commissioner Murphy: I saw this article in the paper and I thought we had a good up-to-date equipment.

Mr. Costello: You can go into Jersey City or New York City on any street that is as heavily travelled as our streets are and you will find the same condition as exists in our streets here where they did not have—

Mayor Ellenstein: Have you been over the streets in New York?

Commissioner Franklin: New York is in terrific shape.

Mr. Costello: They couldn't keep ahead of that storm; it was dropped on a wet bottom.

Mayor Ellenstein: Our streets are in better shape than New York and we only spent \$150,000 in 1935 and 1936 with a severe winter, but you could plow that. The nature of this, as explained by Mr. Costello, is that it froze so fast. Supposing, on the other hand, it thawed Sunday and Monday, we could have saved a great deal of money instead of anticipating this temperature, was going to drop to such a degree that it would pack it all down and convert it into ice.

Mr. Costello: Then we had another four inch fall on Saturday night that aggravated it very much.

Mayor Ellenstein: And Saturday night you had a four-inch fall. Now, you could not call a special meeting for Sunday.

Commissioner Byrne: Suppose it got real hot?

Mayor Ellenstein: We would not use it.

Commissioner Byrne: Would that stick to snow removal entirely?

Mayor Ellenstein: Of course, no other purpose. It cannot be used for any other purpose but snow removal.

Commissioner Byrne: It is getting to be hot now.

Mayor Ellenstein: I think it is warmer today than it was yesterday.

Commissioner Murphy: It will take

more than a little snow to remove those bumps.

Commissioner Byrne: Isn't it so worded there is nothing to prevent this money being transferred to another account?

Corporation Counsel O'Brien: This money would have to be used for snow removal. It could be carried into next year or set up in the budget.

Mayor Ellenstein: Any of it that is not expended is carried as surplus. of course, into next year's budget.

Commissioner Byrne: I move its adoption.

Commissioner Duffy: I second the motion.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: There were two other matters.

The City Clerk: These two matters are not on the calendar today. There is a request comes from the Law Department that they be considered, and we should have unanimous consent of the Board to take them up before action is taken.

Mayor Ellenstein: We will convene a special meeting to take these tax matters, which I understand would be the deadline on at least four of them. I will ask the City Clerk to read these resolutions. The Corporation Counsel would like to report on these two resolutions before the Commission.

Corporation Counsel O'Brien: The Tax Board requested us to prepare

petitions for omitted assessments for 1937 and also 1938, on certain companies. I imagine they were carrying out the directions of Director Murphy. So we prepared petitions to be signed by Director Murphy as Collector of Taxes for this district, but in order to do away with any possible question arising, we also want resolutions passed by the governing body showing this action by the governing body.

Now, one of these, that has four names listed on it, is a resolution for omitted assessments for 1937 of Ludlum Steel, Montana Power, Duke Power and United States Lumber. The other one with the two names on it is for omitted assessments for 1938. That only contains Ludlum Steel and Montana Power, because this Commission already put on the 1938 rolls Duke Power and United States Lumber.

Now, these are the only ones that have been called to our attention by the Tax Board, the two that they had already put in that they omitted for 1937 and the two others, Ludlum and Montana Company, 1937 and 1938. I want to call to the attention of the Board of Commissioners this, that tomorrow is the deadline and if there are any others that the Commission wants included, we have got to get those petitions filed by tomorrow. We have got to have resolutions prepared for the meeting tomorrow, we have got to have petitions prepared and filed tomorrow, because if they are not filed tomorrow we are out as far as the 1937 omitted assessments go. I don't know what list the Commission has. I remember one day there was a list submitted with a great many names. I don't know whether the Tax Board followed it up, its intention at that time of going after other names. But I just want to call the attention of the Commissioners that the deadline is tomorrow, and if you want any more

in you have got to let us know in order to prepare the papers for tomorrow.

Mayor Ellenstein: I might say in connection with that, if there are any such in there where you think there is a likelihood—you, Director Murphy, think there is a likelihood of prevailing, it would be wise to file those petitions, because as I understand the suggested legislation by this Tax Commission, all municipalities will receive, if the State assesses the personal property tax, the municipalities will receive what they have collected in the last preceding year. So we would have the benefit of those claims before the Commission. If you have any claims in your office where you think the chances are only fair that the city will prevail on those assessments, it might be wise to file those petitions so we can come into the distribution by the State based upon the assessments of last year.

Commissioner Murphy: I just had a conference with the chairman of the Tax Board, and, of course, he brought this into me, and I said, "Well, all right, we will submit these as omitted ratables." And they, I believe, are having a conference down there today, because there was a list submitted one time which was turned over to them, I don't know what became of it, whether this fellow Crummy was involved. Now, I just don't know how they finally treated that list.

Commissioner Byrne: I think I have that list. I will try to find it.

Mayor Ellenstein: Don't you think it is wise to include that in your petition, because if you don't pursue it, next year the State will get it, you won't receive that return. That fund that the State collects will be distributed in proportion to the amount which the municipality collected.

Corporation Counsel O'Brien: One

of the objections to this was if you did not claim this you might have to put it in your succeeding year's budget, thereby not collecting and building up a big reserve for next year. But with the new legislation appearing almost certain to go through, you don't have to do that for 1939, you could not have that problem arise. And at the same time you will not only collect for 1938 and 1937 if you put them in, if they are ones that can be sustained, but everything you collect in 1938 will mean that many more dollars for the next ten years over the period of the new legislation as proposed.

I remember I had a conference with the Tax Board and they told me, Director, that either you or Deputy Director Collozino had that list, and I think there some something like a dozen or more names on it. I think if you intend to do that, that you check with them immediately, give us a list of those names so we can prepare the resolutions for tomorrow and prepare the petitions to be filed tomorrow.

Mayor Ellenstein: Then you can determine for next year whether you want to include those names in your tax roll.

Corporation Counsel O'Brien: You probably won't have a chance because the new legislation will prevent you from doing that.

Mayor Ellenstein: You will at least build up your personal property assessments.

Commissioner Murphy: Of course, we have got to look out we don't build up a lot of false ratables.

Corporation Counsel O'Brien: That cannot happen in view of the new legislation.

Commissioner Murphy: That has not been enacted.

Corporation Counsel O'Brien: Next year you can determine whether you want to put them in.

Commissioner Murphy: You mean before the County comes to the point of making you pay you can withdraw?

Corporation Counsel O'Brien: Surely. After all, you are asking to put these in as omitted assessments.

Commissioner Franklin: How much in ratables?

The City Clerk: \$146,000,000.

(The Corporation Counsel read the names of the corporations listed in the two resolutions, together with the amounts involved.)

Commissioner Murphy: If we have to pay the county and the tax was not collected—

Corporation Counsel O'Brien: Oh, you have a come-back on that. You get a refund on your taxes next year. But it seems to me that this legislation appearing almost certain—

Mayor Ellenstein: You are not building up any false ratables by filing the petitions. And if this legislation goes through we will get so much more proportionately back, whereas if you don't file your petition there isn't any chance of you getting that proportionate amount.

Corporation Counsel O'Brien: Some of these are being settled as the newspaper accounts indicated. Plainfield collected over \$80,000 on accounts that have been dead for years, but that \$80,000 they collected is going to be a beautiful windfall from the state's personal taxes if this legislation goes through, and I have every indication, at least from the check-ups and Chairman of the League of Municipalities Legislative

Committee, and we have checked into everything and every indication is there is going to be legislation along that line.

Commissioner Byrne: This is our only means of protecting the municipality?

Corporation Counsel O'Brien: I think so. But I want to call your attention that tomorrow is the deadline.

Mayor Ellenstein: That is why we should get those in and protect the city.

Commissioner Murphy: There is no objection to that.

Corporation Counsel O'Brien: Will you supply us with the list?

Commissioner Franklin: Who has this list?

Commissioner Murphy: I told you I was going to meet with the Board today.

Commissioner Byrne: This includes four out of the list of fifteen Mr. Crummy brought in.

Commissioner Franklin: Where is list?

Corporation Counsel O'Brien: I never saw the list except at a tax board conference. Director Murphy had them.

Commissioner Franklin: What happened to the rest of them, Director Murphy?

Commissioner Murphy: Mr. Crummy was going to appear before the Board. The position he has taken, he was going to appear before the Tax Board and he didn't want that list given out, and that was his property, and, of course, there was never anything further in so far as he was

concerned, I understand. He came back before the Board, I think he came once, that is all.

Commissioner Franklin: We have the list of the names of those people. Have we done anything to investigate what ratables they have and how much we should assess them?

Commissioner Murphy: I believe the Board has, and what their final determination has been I am not just in a position to say.

Commissioner Franklin: Tomorrow is the deadline. You should find out right away.

Corporation Counsel O'Brien: When I was down there on something else this matter was brought up. The Board apparently felt Director Murphy was opposed to these items going in, feeling them to be false ratables, and therefore took no action.

Mayor Ellenstein: Why can't we have Mr. Fitzsimmons come up here, the Secretary of the Board?

Commissioner Murphy: I told you I was going to have a conference with the Board today.

Mayor Ellenstein: We haven't very much time. And the Law Department have to prepare petitions and resolutions.

Commissioner Murphy: Whatever there is on it, we will have it sometime today.

Corporation Counsel O'Brien: We should have it right away.

(Discussion off the record.)

Commissioner Franklin: I think it is highly important that we get the resolutions drawn for tomorrow for as many of those additional compan-

ies that have ratables, and the amounts that they have.

Commissioner Murphy: You want these acted on?

Mayor Ellenstein: These two resolutions are included in this special meeting.

Commissioner Murphy: I move you these two resolutions be taken up as part of the special meeting.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, certain personal property of certain corporations present in The City of Newark was not taxed for the taxing year 1937, and the said property was properly taxable in the Taxing District of The City of Newark;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark that complaints be filed by The City of Newark, under and by virtue of R. S. 54: 3-20 of the Laws of New Jersey, with the Essex County Board of Taxation, in the matter of the personal property of the following-named corporations which were located in The City of Newark on October 1, 1936, the assessing date for the taxing year 1937, and which property was properly assessable in the Taxing District of The City of Newark and wholly omitted from the Tax Return of the said District, and the Director of the Department of Revenue and Finance be and he is hereby directed to file the com-

plaint in each case with the Essex County Board of Taxation for and in behalf of The City of Newark and the governing body thereof, and to serve all notices and to do all things as may be required under the provisions of the aforesaid Section 54: 3-20 of the Revised Statutes of New Jersey.

Ludlum Steel Corporation,
350 Frelinghuysen Avenue,
Newark, New Jersey.
Ten Million Dollars (\$10,000,000.)

Montana Power Company,
834 Broad Street,
Newark, New Jersey.
Fifty-two Million Dollars (\$52,000,000)

Duke Power Company,
130 Branford Place,
Newark, New Jersey.
Fifteen Million Dollars (\$15,000,000.)

United States Lumber Company,
786 Broad Street,
Newark, New Jersey.
Seven Million Dollars (\$7,000,000.)

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

WHEREAS, certain personal property of certain corporations present in The City of Newark was not taxed for the taxing year 1938, and the said property was properly taxable in the Taxing District of The City of Newark;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark that complaints be filed by The City of Newark, under and by virtue of R. S. 54: 3-20 of the Laws of New Jersey, with the Essex County Board of Taxation, in the matter of the personal property of the following-named corporations

which were located in The City of Newark on October 1, 1937, the assessing date for the taxing year 1938, and which property was properly assessable in the Taxing District of The City of Newark and wholly omitted from the Tax Return of the said District, and the Director of the Department of Revenue and Finance be and he is hereby directed to file the complaint in each case with the Essex County Board of Taxation for and in behalf of The City of Newark and the governing body thereof, and to serve all notices and to do all things as may be required under the provisions of the aforesaid Section 54:3-20 of the Revised Statutes of New Jersey.

Ludlum Steel Corporation,
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Ten Million Dollars (\$10,000,000.)

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Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

Commissioner Franklin: Why can't we now, Mr. Mayor, get these other companies on the list right away?

Mayor Ellenstein: Why can't we have Mr. Fitzsimmons in?

Commissioner Murphy: I told you you can't. I told you I was going to meet with the Tax Board, and as soon as I meet with them and go into the matter I will get in touch with the Law Department, if necessary, to prepare the proper resolutions for tomorrow.

Commissioner Franklin: All right,

we are going to hold you responsible, Director Murphy.

Commissioner Murphy: I don't care about holding responsible.

Commissioner Franklin: If today and tomorrow pass by and these companies are not included in the ratables. We have got a couple of hundred millions in ratables—

Mayor Ellenstein: Why shouldn't we know some of the details of it?

Commissioner Murphy: I am satisfied to be held responsible. I am telling you I am going to move as quick as I can.

Commissioner Franklin: Here we are down to the last minute.

Mayor Ellenstein: Responsible my eye. Each one of the commissioners is responsible. I don't know why we can't get Mr. Fitzsimmons up and find out from him the status of it.

Corporation Counsel O'Brien: The law would probably put the onus on the Board of Commissioners, because it appears to call for action by the Board of Commissioners, therefore it is up to the Commissioners, I would say to determine what they do.

Commissioner Franklin: Here we are yelling about ratables in order to reduce the tax rate and we are down to the last twenty-four hours to file included ratable and we don't know where we are at, and I am told by you it is none of my business, that you are going to take care of it.

Commissioner Murphy: It is none of your business.

Commissioner Franklin: How much in ratables, Mr. Corporation Counsel, do these other seven or eight companies represent if they were all properly included?

Corporation Counsel O'Brien: I have never seen any one of these lists, but I have been told it is hundreds of millions of ratables.

Commissioner Franklin: Just here it is \$146,000,000 in ratables.

Mayor Ellenstein: That is what they come to on these four.

Commissioner Murphy: I just told you this Commission has got until tomorrow to act.

Corporation Counsel O'Brien: But we cannot prepare these things in two minutes.

Mayor Ellenstein: The members of the Tax Board may not coincide with the views of the commission.

Commissioner Murphy: I tell you I will give you a report on it tomorrow. If you are here and want to call a special meeting for late today I will try to do it late today.

Corporation Counsel O'Brien: It isn't up to the Tax Board, it is up to the Board of Commissioners.

Commissioner Franklin: Why can't we have Mr. Fitzsimmons up here and find out what it is?

Commissioner Murphy: This Tax Board is in my department and I am entitled to the privilege of sitting down with these people and discussing the matter.

Commissioner Franklin: But it is getting so late. They tell us they are going to have difficulty in preparing these petitions and getting them on file tomorrow. With this condition with these four, certainly if there are going to be seven or eight more—

Mayor Ellenstein: What are you

arguing about whether you speak to Mr. Fitzsimmons or not?

Commissioner Murphy: If you want to do that you can do it, that is all right, anybody in the department you want.

Mayor Ellenstein: Nobody ever denied you the privilege of speaking to anybody.

Commissioner Murphy: That is all right, you can go ahead and call him up. And, of course, when I am through with the Tax Board downstairs then I will report to the Commission.

Commissioner Franklin: The time is getting so late it calls for rather quick action upon you.

Mayor Ellenstein: You are not going to walk out on us?

Commissioner Murphy: I am not walking out, but I am telling you that it is my department down there.

Mayor Ellenstein: Where are you going?

Commissioner Murphy: The meeting is over as far as I am concerned.

Mayor Ellenstein: And then you are walking out, the meeting is adjourned.

Commissioner Murphy: That hasn't anything to do with this meeting.

Commissioner Franklin: It strikes me it is highly important. That is going to run into millions of dollars.

Commissioner Murphy: Then it is important enough to have my report to you. And if you are satisfied to have the attention—

Commissioner Franklin: And the taxpayers justifiedly yelling about

four dollars and something tax rate and there we let ratables of a couple of million dollars and let them go idly by.

Mayor Ellenstein. This thing has been dragging six or eight months. Nobody has ever had a report, and it is very important, involves millions of dollars.

Commissioner Murphy: I am telling you, at least, anyhow, that I ought to be given an opportunity to bring this Board together, which I arranged this morning, and then report to the commission. If you are not satisfied with that, call up anybody you want.

Mayor Ellenstein: There isn't sufficient time to follow that.

Commissioner Murphy: So you say. There is no use trying to railroad anything with me because it isn't going to be done.

Mayor Ellenstein: I have heard you use that word "railroading" before.

Commissioner Murphy: You have heard lots of stuff.

Corporation Counsel O'Brien: We have suggested to the Tax Board and Department of Revenue and Finance many many months ago if they wanted to do anything on this they ought to get busy on it, because when you wait until the deadline we are in a position where we may not be able to take care of the preparation and filing of all of these things if they are dumped in our laps at the last minute.

Commissioner Murphy: As far as the meeting is concerned I am — business is over, and I will report to this Board, and if you are here and want to call a special meeting late today I am available.

Commissioner Franklin: I am not available. I am leaving for Trenton

after this meeting, that is why I want to get this disposed of.

Mayor Ellenstein: You are thinking of your own convenience.

Commissioner Murphy: Not at all. I want to give this Board a full report.

Mayor Ellenstein: Otherwise, if you cannot have your way about it that this Board convene later in the day, you are not going to play.

Commissioner Murphy: Call it tomorrow and see that you call it on time.

Corporation Counsel O'Brien: Can we have the lists?

Commissioner Murphy: You can have anything you want.

Corporation Counsel O'Brien: So we can prepare them if you want to file them. But we have never seen those lists, so we don't know what is on them.

Mayor Ellenstein: Can we have those lists now?

Commissioner Murphy: You can have the list that was given to me by Commissioner Byrne. Probably he has got a copy of it.

Commissioner Byrne: I have a copy of it. I don't get your point. Start all over again. What is the writ of hocus pocus?

Corporation Counsel O'Brien: If you want these things prepared and filed you have got to give them to me.

Commissioner Byrne: You mean to protect you as on those other ones?

Corporation Counsel O'Brien: Yes, because if we don't get them filed by tomorrow it is too bad for the city.

Commissioner Byrne. And it is not a question of adjusting the tax rate up and down, it is just to get us protected as on those other resolutions?

Corporation Counsel O'Brien: Exactly. These are omitted assessments and will not affect the tax rate in juggling up and down, and if this legislation does not pass you have it in your discretion—

Commissioner Byrne: That is the only means of protection that we are afforded?

Corporation Counsel O'Brien: Yes, especially in view of the impending legislation it might result in our failure to act costing us a lot of money in the next ten years if the legislation goes through.

Mayor Ellenstein: Do you know anything about these personal property assessments that were submitted by Mr. Crummy?

Mr. James O'Brien (of the Tax Office):

I don't know. I suppose it would be reported in the minutes.

Corporation Counsel O'Brien: They told me there were a couple of sheets when I was down during meetings. The Tax Board told me they didn't even see the sheets, that Deputy Director Cozzolino had them. That was maybe two or three months ago when I was down on some other matter.

Commissioner Franklin: In view of the fact it is not harmful to us if we include by resolution in order to include them by petition, I say include all of them, and then within your discretion, at such time as this legislation passes or fails you will then have the right to determine whether to still include them, is that right?

Corporation Counsel O'Brien: That is right.

Commissioner Franklin: So you can do no harm by including all these ratables that are not included in there. Why let this time go by? You can retrace your steps after tomorrow. You can have two or three months when your legislation is in or out.

Mayor Ellenstein: You can decide whether you want to include them in your tax rolls for next year. We are to place them in—

Corporation Counsel O'Brien: We can pass the resolutions tomorrow, but we have to have time to prepare them. But what you have here is only part of it. We have a raft of resolutions prepared in our office.

Commissioner Franklin: I move you, Mr. Mayor, that the resolutions be prepared to include all of those.

Mayor Ellenstein: And the Law Department be instructed to file its petition for the omitted assessments on the list as submitted by Director Byrne.

Commissioner Byrne: There is only a couple of hundred million there, you cannot do much with it.

Commissioner Franklin: If we have to knock them out, knock them out, but if there is only a million that we can hold in, let us get them in in each year.

Commissioner Byrne: O. K., there they are, Coach.

Commissioner Franklin: Yelling about knocking out some appropriation of \$1,000 for this and \$1,000 for that, and then letting a couple of million dollars hang in the air.

Commissioner Byrne: All right, I have got it for you.

Mayor Ellenstein: All right, you get credit for an assist.

All in favor of the motion that the Law Department prepare proper resolutions so as to include the list as submitted by Director Byrne as omitted assessments for 1938, and that the resolution and petitions be filed by tomorrow so as not to prejudice the city in any way, will signify by saying aye, contrary no; the Clerk will call the roll.

The roll being called, the motion was declared adopted by the following votes:

Ayes: Commissioner Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy was absent at the roll call.

Commissioner Byrne: I want to go on record I am not recommending these to be placed in the 1939 budget.

Corporation Counsel O'Brien: That is not the action that is being taken at all.

Mayor Ellenstein: It is just a motion that a resolution be prepared that we file a petition as to omitted assessments for 1938.

Corporation Counsel O'Brien: This action prevents the city from finding itself defaulted as to certain of these, in which position it would be if action is not taken by tomorrow.

Commissioner Byrne: Let us add them up and make us feel good. How much is it, about two hundred million, isn't it?

Mayor Ellenstein: The stenographer recorded that Director Murphy left and could not possibly record his vote on the last motion.

Commissioner Byrne: They ought to be put in the minutes.

Corporation Counsel O'Brien: The list here: American Radiator Company, \$10,000,000; Borden Company, \$40,000,000; D., L. & W. Coal Company, \$15,000,000; Lehigh Valley Coal Sales Company, \$4,000,000; National Biscuit Company, \$27,000,000; A. G. Spaulding & Brothers, \$5,000,000; Sun Oil Company, \$26,000,000; American Can Company, \$36,000,000; Tidewater Oil Company, \$17,000,000; Montana Power you have, Duke Power you have, United States Lumber you already have in these other resolutions. American Steel Foundries, \$7,000,000; Liggett & Meyers Tobacco, \$27,000,000; Ludlum Steel Company you already have. Sperry Hutchinson Company, \$2,000,000; Tabulating Machine Company, \$1,000,000, Underwood-Elliott Fischer Company, \$2,000,000. That is the list.

Mayor Ellenstein: Mr. Kane informs me that some of these were omitted in 1937 assessments, too.

Corporation Counsel: You file for 1937 and 1938.

Mayor Ellenstein: There more than a million dollars.

Corporation Counsel O'Brien: It is a total of \$296,000,000.

Mayor Ellenstein: Now a motion to adjourn is in order until tomorrow at eleven o'clock. And I might ask the Commission to make it as promptly near eleven o'clock as possible.

Commissioner Byrne: I move we adjourn until tomorrow at eleven o'clock.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy,
Franklin, Mayor Ellenstein.

Commissioner Murphy was absent
at the roll call.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, Jr.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., November 30, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the regular meeting of November 23rd and the special meeting of November 29th.

Commissioner Franklin: I move we dispense with reading the minutes of the regular meeting of November 23rd and the special meeting of November 29th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance authorizing the Board of Commissioners of the City of Newark to engage the services of a Legislative Representative.

The Board of Commissioner of the City of Newark does ordain:

1. The Board of Commissioners of the City of Newark is hereby authorized to engage the services of a Legislative Representative to act as the advisor and representative of the City of Newark in connection with the sessions of the New Jersey Leg-

islature and in connection with proposed or pending legislation affecting the interests of the City.

2. The Legislative Representative of the City of Newark, acting pursuant to this ordinance, shall be authorized to attend the sessions of the New Jersey Legislature as the representative of the City; to convey to the members of the Legislature and to the Governor of the State the views of, and to advise the Board of Commissioners with respect to, proposed or pending legislation; and in all other respects to act as the agent of the City of Newark with regard to legislation affecting the City.

3. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that December 14th, 1938, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented a Sup-

plement to an ordinance entitled "An Ordinance creating the Department of Central Purchase in the City of Newark, providing for the personnel, maintenance and administration thereof, and defining, regulating and prescribing the function thereof," adopted August 8, 1933, as amended or supplemented, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Duffy: I move that further action on this ordinance be laid over until December 7th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the acceptance by the City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as Lots 25 and 37, Block 107, on the City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole, for a period of 10 years, with an option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey 1937, Title 54: 4, 109-113 and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

Commissioner Murphy: I move that further action on this ordinance be laid over until December 7th.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance, which was introduced on information on November 16th:

An Ordinance providing for the registration, regulation and governance of the occupation of auctioneers; to regulate public auction sales; to fix the license fees of auctioneers and the auction business; regulating the auction business; and providing penalties for the violation thereof.

Mayor Ellenstein: This ordinance has been introduced for information and has not been introduced by a formal first reading. Is there any person who desires to be heard on this ordinance?

M. H. V. Paul, representing Wiss & Sons, Inc., and the New Jersey Retail Jewelers' Association, appeared and stated the ordinance in its present form is not complete and stringent enough and apparently represents a compromise, and if these auction shops are permitted to continue our doors will be open to every type of chicanery and every type of bad business practice that turns Broad Street into a shambles.

Mr. Walter A. Morton objected to the amount of the license fee and felt that regulations could be had that would cure conditions in Newark for the auctioneers.

Mr. Ira Van Posnak stated the \$500 fee would legislate honest auctioneers out of business and suggested this hearing be set aside for two weeks so that the better type of auctioneer could get together with the businessmen of Newark and formulate a substitute ordinance for the one under discussion, so that the Police Department would be able to regulate auction shops.

Mr. Edward Delugitz and Benjamin Greenfield also objected to the fee provided for by the ordinance.

Commissioner Duffy suggested that a representative from each group be appointed to meet in his office at a date to be agreed upon at which time the regulations and the fee question

could be agreed upon and in the meantime the ordinance be laid over without date.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Seventy-four Dollars and Ten Cents (\$74.10) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office\$74.10

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Thirty Dollars (\$330.00) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows — auditing and professional services rendered for the period October 19th, 1938 to November 15th, 1938, in connection with auditing of personal tax appeals for County and State Board appeals and attending County Tax Board hearings:

Tax Board\$330.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED That the sum of Three Thousand Dollars (\$3,000.00) be and the same is hereby appropriated to person named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Reserve for Uncompleted

Contracts\$3,000.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Four Hundred Seventy-seven Thousand Six Hundred Six Dollars and Sixty Cents (\$477,606.60), be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Direct\$477,606.06

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Seven Hundred Twenty-two Dollars and Fourteen Cents (\$722.14) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of

the Department of Public Works, as follows:

Bureau of Baths\$722.14

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of One Thousand, One Hundred Thirty-six Dollars and Twenty-five Cents (\$1,136.25) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Public Buildings\$1,136.25

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Six Hundred and Seventy-six Dollars (\$3,676.00) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending November 23rd and November 26th, 1930, inclusive, as follows:

Shade Tree	\$ 2,384.00
Public Buildings	1,292.00
	<hr/>
	\$ 3,676.00

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Thirty-two Thousand, Five Hundred Forty-seven Dollars and Forty-five Cents (\$32,547.45) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll,
period ending November 23rd, 1938:

Newark Airport	\$ 2,519.80
Bureau of Motors	2,181.77
Bureau of Streets	1,691.02
Bureau of Sewers	1,010.86
House Sewer Connections	357.36
Bureau of Street Cleaning	15,231.57
Street Construction	497.51
Bureau of Docks	743.60
Bureau of Water	8,313.96
	<hr/>
	\$ 32,547.45

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.
(Without prejudice)

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Ten Thousand, Nine Hundred Fifty-one Dollars and Seventy-four Cents (\$10,951.74) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project No. 3531-7)	\$ 3,906.63
Street Construction (WPA Project No. 3431-7)	5,446.77
Street Construction (WPA Project No. 3531-7)	50.00
Sewer Construction (WPA Project No. 601)	50.00
Water (WPA Project No. 649)	64.50
Water (WPA Project No. 4533)	70.00
Water (WPA Project No. 2967)	328.31
Water (WPA Project No. 2967)	486.00
Care and Relief of Indig-Children	403.13
City Sundries	146.40
	<hr/> \$10,951.74

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED: By the Board of Com-

missioners of the City of Newark that the property of the following named corporations, being located in The City of Newark on the assessing date, October 1, 1936, at the addresses stated, and in the amounts set forth opposite each name, and properly assessable in the Taxing District of The City of Newark for the taxing year 1937, be proceeded in relation thereto as provided for in Section 54: 3-20 of the Revised Statutes of New Jersey, and the Director of Revenue and Finance be and he is hereby authorized and directed to file against each of the said corporations, hereinafter set forth, a complaint with the Essex County Board of Taxation, in manner and form as required by law to have the said omitted property of said corporations entered on the Tax Return of the Taxing District of The City of Newark for the taxing year 1937, and to serve all notices and do all things required under the aforesaid statutes:

Name and Location:	Amount of Personal Property
American Radiator Company, 528 Ferry Street	\$10,000,000
Borden Company, 55 Nesbitt Street	40,000,000
D., L. & W. Coal Company, 189 High Street	15,000,000
Lehigh Valley Coal Sales Co., 112 Pointer Street	4,000,000
National Biscuit Company, 427 Ferry Street	27,000,000
A. G. Spaulding & Bros., 22 Clinton Street	5,000,000
Sun Oil Company, 436 Doremus Avenue	26,000,000
American Car. Company, 320 Elizabeth Avenue	36,000,000

Tide Water Oil Company,
83 Peddie Street 17,000,000

Porto Rican American Tobacco Co.,
744 Broad Street, 26,182,000

American Hawaiian Steamship Co.,
Port Newark 6,139.00

Allegheny Ludlum Steel Corp.,
350 Frelinghuysen Avenue 2,000,000

American Steel Foundries,
Avenue L 7,000,000

Liggett & Meyers Tobacco Co.,
24 Branford Place 27,000,000

Speery & Hutchinson Co.,
196 Market Street 2,000,000

Tabulating Machine Company,
559 Broad Street, 1,000,000

Underwood Elliott Fisher Co.,
900 Broad Street 2,000,000

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: By the Board of Com-
missioners of The City of Newark
that the property of the following
named corporations, being located in
The City of Newark on the assess-
ing date, October 1, 1937, at the ad-
dresses stated, and in the amounts
set forth opposite each name, and
properly assessable in the Taxing
District of the City of Newark for
the taxing year 1938, be proceeded in
relation thereto as provided for in
Section 54: 3-20 of the Revised Sta-
tutes of New Jersey, and the Director
of Revenue and Finance be and he is

hereby authorized and directed to file
against each of the said corporations,
hereinafter set forth, a complaint
with the Essex County Board of Tax-
ation, in manner and form as requir-
ed by law to have the said omitted
property of each of said corporations
entered on the Tax Return of the
Taxing District of The City of New-
ark for the taxing year 1938, and to
serve all notices and do all things re-
quired under the aforesaid statutes:

Name and Location:	Amount of Personal Property
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American Radiator Company, 528 Ferry Street	\$10,000,000
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Borden Company, 55 Nesbitt Street	40,000,000
--	------------

D., L. & W. Coal Company, 189 High Street	15,000,000
--	------------

Lehigh Valley Coal Sales Co., 112 Poinier Street	4,000,000
---	-----------

National Biscuit Company, 427 Ferry Street	27,000,000
---	------------

A. G. Spalding & Bros., 22 Clinton Street	5,000,000
--	-----------

Sun Oil Company, 436 Doremus Avenue	26,000,000
--	------------

American Can Company, 320 Elizabeth Avenue	36,000,000
---	------------

Tide Water Oil Company, 83 Peddie Street	17,000,000
---	------------

Porto Rican American Tobacco Co., 744 Broad Street	25,826.000
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American Hawaiian Steamship Co., Port Newark	5,492,000
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American Steel Foundries, Avenue L	7,000,000
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Liggett & Meyers Tobacco Co., 24 Branford Place	27,000,000
--	------------

Speery & Hutchinson Co.,
196 Market Street 2,000,000

Tabulating Machine Company,
559 Broad Street 1,000,000

Underwood Elliott Fisher Co.,
900 Broad Street 2,000,000

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in the setting up of the Relief Program for the year 1938 municipalities were led to believe that they would be required collectively to provide as their share of relief costs the sum of Four Million Dollars (\$4,000,000) in addition to the cost of administration and that the balance would be furnished by the State and, municipal budgets were prepared in accordance with such understanding; and,

WHEREAS, the State has found it impossible to reimburse municipalities for relief expenditures beyond the month of June and as a result most municipalities find themselves with their funds exhausted and are compelled to borrow through emergency notes or deny relief to the needy; and,

WHEREAS, the failure of the State to reimburse municipalities for relief costs in excess of Four Million Dollars (\$4,000,000) forces them to issue emergency notes which must be included in the municipal budgets for 1939 and greatly increase tax rates; and,

WHEREAS, the New Jersey State League of Municipalities, through its President and Executive Secretary have presented to the Republican caucus of each branch of the State Legislature the following plan:

1 Municipal contributions for 1938 relief expenditures to be definitely set by the Legislature at Four Million Dollars (\$4,000,000) plus costs of administration, the balance to be borne by the state. Municipalities to be reimbursed for total outlay as soon as state funds are available.

2 An amendment to existing law which will permit municipalities to anticipate in their 1939 budgets the amount to be paid by the state through reimbursement. This would offset the amount which must be included in 1939 budgets to retire emergency notes issued to cover the state's share of relief expenditures.

3 Enactment of Senate Bill No. 340, introduced by Senator Powell, and which provides for the escheat of personal property which does not belong to any person or which has no rightful owner and which dedicates the funds arising therefrom to relief.
And,

WHEREAS, This proposed plan would alleviate this grave situation;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Legislature of the State of New Jersey be and it is hereby requested to remain in session until the above outlined plan has been adopted.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, B. Conlon and Company, 39/43 Bruen Street, and 87 Hamilton Street, bankrupt in bankruptcy, claim filed May 2nd, 1938;

1929 personal tax	\$305
1930 personal tax	394
1931 personal tax	398
1932 personal tax	380
1933 personal tax	328
1934 personal tax	365

making a total of \$2,170 flat;

WHEREAS, a supplementary claim was filed on April 26th, 1938:

1935 personal tax	\$174.72
1936 personal tax	198.12
1937 personal tax	191.88

making a total of \$564.72 flat;

WHEREAS, the Receiver declared a first, last and final dividend of \$239.05 against our claim filed May 2nd, 1938, and \$48.35 against our claim filed April 26th, 1938;

BE IT RESOLVED THEREFORE That the Tax Receiver be authorized to accept same and apply \$239.05 against the 1929 personal tax and the balance of the 1929 personal tax amounting to \$65.95, the 1930 personal tax amounting to \$394, the 1931 personal tax amounting to \$398, the 1932 personal tax amounting to \$380, the 1933 personal tax amounting to \$328 and the 1934 personal tax amounting to \$365, making a total of \$1,930.95 be cancelled.

AND WHEREAS the Tax Receiver be authorized to accept and apply \$48.35 against the 1935 personal tax

and the balance of the 1935 personal tax amounting to \$126.37, the 1936 personal tax amounting to \$198.12 and the 1937 personal tax amounting to \$191.88, making a total of \$516.37 be cancelled—making a total amount to be cancelled \$2,447.32.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance: NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$500,000 Public Improvement Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on November 9, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$500,000, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Rev-

enue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioner Duffy, Franklin, Murphy, Mayor Ellenstein.

Naye: Commissioner Byrne.

WHEREAS, the Board of Commissioners has heretofore adopted the ordinance hereinafter described, and

the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes, pursuant to said ordinance: **NOW, THEREFORE,**

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark to raise money for the purpose of acquiring additional equipment and furnishings for, and constructing additions to, and reconstructing, the Newark City Hospital," adopted by the Board of Commissioners on December 8, 1937, Bond Anticipation Notes of said City of the aggregate principal amount of \$70,000.00, and that each of said notes shall be dated on or about the date of its issuance, and shall be payable not more than six months after its date and shall bear interest at a rate which shall not exceed six per centum (6%) per annum, and that the money borrowed by the issuance of said notes shall be used solely for the purpose of paying \$70,000.00 Bond Anticipation Notes of said City payable December 6, 1938, heretofore issued pursuant to said ordinance and now outstanding.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and Statutes of New Jersey.

FURTHER RESOLVED. That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED. That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that a certain lease dated October 31, 1938, by and between The City of Newark, of the first part, and Seaboard Storage Corporation, a corporation of the State of New York, authorized to conduct its business in the State of New Jersey, of the second part, whereby said city leases to the said Corporation the land and buildings thereon, known as Warehouse No. 3, at Port Newark Terminal, for the term of five (5) years, commencing November 1, 1938, at the annual rental of Five Thousand Dollars (\$5,000) and upon the terms and conditions more particularly set out in said lease, a copy of which is attached hereto and made a part here-

of, be and the same is hereby ratified and confirmed, and the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute the said lease on behalf of the City, upon the adoption of this resolution. The annexed lease is a renewal of the lease between the parties hereto, dated October 31, 1933, which expired November 1, 1938, and is in accordance with an option in the said prior lease for such renewal and the exercise of such option.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioners Byrne, Murphy.

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that a certain lease dated October 31, 1938, by and between The City of Newark, of the first part, and Seaboard Storage Corporation, a corporation of the State of New York, authorized to conduct its business in the State of New Jersey, of the second part, whereby said City leases to the said Corporation the land and buildings thereon, known as Warehouse No. 2, at Port Newark Terminal, for the term of five (5) years, commencing November 1, 1938, at the annual rental of Five Thousand Dollars (\$5,000), and upon the terms and conditions more particularly set out in said lease, a copy of which is attached hereto and made a part hereof, be and the same is hereby ratified and confirmed, and the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute the

said lease on behalf of the City, upon the adoption of this resolution. The annexed lease is a renewal of the lease between the parties hereto, dated October 31, 1938, which expired November 1, 1938, and is in accordance with an option in the said prior lease for such renewal and the exercise of such option.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioners Byrne, Murphy.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering resuscitators and Inhalators, for the Departments of Public Safety and Public Works.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, In accordance with the law and by the authority of the Board of Commissioners of the City of New-

ark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering miscellaneous materials listed below, therefore be it.

RESOLVED, By the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidders in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

AUTOMOTIVE EQUIPMENT COMPANY—Newark, N. J.

(All Departments)

One (1) or more sets of any or all types and/or sizes of "Weed" Tire Chains, Cross Links, and Emergency Units, as per price list on file in the Department of Central Purchase—Less 40-10-2%.

R. A. McDONOUGH & COMPANY—Newark, N. J.

(All Departments)

One (1) or more sets of any or all types and/or sizes of "Pyrene" Tire Chains, Cross Links and Emergency Units, as per price list on file in the Department of Central Purchase, Less 40-10-2%.

THE MANHATTAN RUBBER MFG. DIV. OF RAYBESTOS-MANHATTAN, INC.—Passaic, N. J.

(Public Safety)

Approximately 5,000 ft. (100 lengths)
Fire Hose @ \$1.20 foot.

GRAYBAR ELECTRIC COMPANY,
INC.—Newark, N. J.

(Public Safety)

One (1) or more General Electric Catalogue No. 2TA-13811, 3 color plain, two-way, adjustable traffic signals, complete with slip fit adapters for post top mounting, without signal lamp @ \$84.74 each.

One (1) or more General Electric Catalogue Model 2TC22E39 type D controllers (as per specifications) @ \$175.95 each.

Allowance: Old Controller, Type TSM-2-A—None.

One (1) or more Daunt T-804 (Type B Adapter) or Union Metal No. 2242, Traffic Signal poles with adapters for post top mounting @ \$29.25 each.

BRICK & TILE CORPORATION—
Newark, N. J.

(Public Affairs)

300,000 Common Building Bricks (Section 462 Bureau of Streets Standard Specifications) @ \$12.20 per M.

NEWARK MOTORS, INC.—
Newark, N. J.

(Public Affairs)

One (1) DeSoto DeLuxe 1939 4-door Touring Sedan @ \$1,014.50.

JOHN GIALANELLA,
IDEAL PACKING COMPANY,
PALUMBO & CICALES—
Newark, N. J.

Meats for the Lodging House for a period of two (2) months, as per unit prices on file in Department of Central Purchase.

S. H. GROSSMAN, INC —
Newark, N. J.

(Parks & Public Property)

One (1) 1-ton Dodge 1939 Panel Body Truck, Model T.D. 21-133" Wheelbase, for\$925.00

Allowance: 1½-ton International Truck 75.00

Net\$850.00

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

A resolution accepting the offer of the United States to the City of Newark to aid by way of grant in financing the reconstruction and repairing of the Doremus Avenue highway bridge.

BE IT RESOLVED By the Board of Commissioners of The City of Newark:

Section 1. That the offer of the United States of America to The City of Newark to aid by way of grant in financing the reconstruction and repairing of the Doremus Avenue highway bridge, a copy of which offer reads as follows, be and the same is hereby in all respects accepted:

FEDERAL EMERGENCY
ADMINISTRATION OF PUBLIC
WORKS

Washington, D. C.

Dated: November 23, 1938.

Docket No. N. J. 1438-F.

City of Newark,
Newark, New Jersey.

1. Subject to the Terms and Conditions (PWA Form No. 230, as amended to the date of this Offer) which are made a part hereof, the United States of America hereby offers to aid in financing the reconstruction and repairing of a high bridge (herein called the "Project") by making a grant to the City of Newark, New Jersey (herein called the "Applicant"), in the amount of 45 per cent of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works (herein called the "Administrator"), but not to exceed, in any event, the sum of \$71,891.

2. By acceptance of this offer the Applicant covenants to begin work on the project as early as possible but in no event later than December 31, 1938, and to complete such Project with all practicable dispatch, and in any event within 10 months from the commencement of construction.

3. This Offer is made subject to the express condition that, if the Administrator shall determine at any time that the Applicant has paid or agreed to pay, whether directly or indirectly, a bonus, commission or fee to any person, firm or corporation for attempting to procure approval of the Applicant's application, or for alleged services in procuring or in attempting to procure such approval, or for act-

ivities of the nature commonly known as lobbying performed or agreed to be performed in connection with the application, then the Administrator shall have the right, in his discretion, to rescind this Offer and any agreements resulting herefrom, and, in the event of such rescission, the United States of America shall be under no further obligation hereunder.

UNITED STATES OF AMERICA.

Federal Emergency Administrator of
Public Works.

By (signed) E. W. Clark,

For the Assistant Administrator.

Section 2. That said City of Newark agrees to abide by all the Terms and Conditions of said Offer, including the Terms and Conditions annexed thereto and made a part thereof.

Section 3. That the City Clerk be and he is hereby authorized and directed forthwith to send to the Federal Emergency Administration of Public Works three certified copies of the proceedings of the Board of Commissioners in connection with the adoption of this Resolution, setting forth this Resolution in full, and such further documents or proofs in connection with the acceptance of said Offer as may be requested by the Federal Emergency Administration of Public Works.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Pennsylvania Railroad Company has agreed to share in

the cost of the reconstruction of the Doremus Avenue Bridge over the tracks of the Lehigh and Pennsylvania at Newark, N. J., all of which is contained in a letter dated November 1st, 1938, attached hereto and made a part hereof.

THEREFORE BE IT RESOLVED, By the Board of Commissioners of the City of Newark that the agreement of the Pennsylvania Railroad Company as set forth in the letter attached hereto and made a part thereof; whereby the Pennsylvania Railroad Company agrees to share in the cost to the City of Newark for such work up to a sum not exceeding Seventeen Thousand Four Hundred Sixty-six Dollars (\$17,466.00) based on an estimated cost of one hundred seventy-five thousand dollars (\$175,000.00) and should the cost of the work when completed be less than the above estimated cost, the Pennsylvania Railroad Company's share would be reduced in proportion to the share of the estimated cost be and is hereby accepted; and the Director of the Department of Public Affairs and the City Clerk be and they are hereby directed to accept on behalf of The City of Newark the agreement contained in said letter, as the agreement between The City of Newark and the Pennsylvania Railroad Company for the purpose therein set forth.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Lehigh Valley Railroad has agreed to share in the

cost of reconstruction of the Doremus Avenue Bridge over the tracks of the Lehigh and Pennsylvania at Newark, N. J., all of which is contained in a letter dated October 24th, 1938, attached hereto and made a part hereof;

THEREFORE BE IT RESOLVED, By the Board of Commissioners and the City of Newark that the agreement of the Lehigh Valley Railroad Company as set forth in the letter attached hereto and made a part thereof; whereby the Lehigh Valley Railroad Company agrees to share in the cost to the City of Newark for such work up to a sum not exceeding Thirty-Four Thousand, Nine Hundred and Thirty-Four Dollars (\$34,934.00) based on an estimated cost of One Hundred and Seventy-five Thousand Dollars (\$175,000.00) and should the cost of the work when completed be less than the above estimated cost, the Lehigh Valley Railroad Company's share would be reduced in proportion to the share of the estimated cost be and is hereby accepted; and the Director of the Department of Public Affairs and the City Clerk be and they are hereby directed to accept, on behalf of the City of Newark; the agreement contained in said letter, as the agreement between The City of Newark and the Pennsylvania Railroad Company for the purpose therein set forth.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the contract for the reconditioning of Doremus Avenue Bridge, be and the same hereby

is awarded to P. T. Cox Construction Co., Incorporated, they being the lowest formal bidder in response to public advertisement for sealed proposals and they having agreed by letter dated November 25th, 1938, to proceed with the work subject to the regulations of the Federal Emergency Administration of Public Works, the amount of their bid being \$118,885.00, and the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute on the part of the City of Newark proper contract for the carrying out of said work.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: Referring to the above resolutions, it is my recollection that the City Commission authorized me to expend a certain amount of money on the Doremus Avenue Bridge. I think it was \$175,000. Since then after much difficulty, we are able to get a PWA grant amounting to \$71,890, which finally came through, notwithstanding the fact that the Central Railroad put us on notice several times of the condition of the bridge that they would hold the City liable for injury to persons or damage to property unless we immediately took steps to correct the condition. And in anticipation of getting the PWA grant, we held it off for a time, and finally it came through. All the money had been committed by Congress to the different States, had been allotted to New Jersey. So by saving this \$71,890, and in addition to that the Pennsylvania

Railroad and the Lehigh will pay \$26,359 as was agreed upon when the original resolution was passed. So all the City's contribution will be is \$61,506. Now, it seems to me that in order to correct the record that the City Clerk should be instructed to find that resolution and rescind that and a new resolution introduced appropriating \$61,506, otherwise Director Murphy may find some difficulty in his budget of last year.

Commissioner Murphy: That is why I asked that question before. We also passed a bond ordinance, didn't we?

Mayor Ellenstein: Yes.

The City Clerk: You authorized it.

Commissioner Murphy: But we never passed it?

Mayor Ellenstein: That was \$175,000. That immediately goes into the debt. I wrote a letter yesterday to the Legal Department to remove all those things such as the opening of streets. As soon as a bond ordinance is passed it is added to the debt. It makes it appear that the per capita debt is much higher than it is. I think \$5,000,000 can be taken off our net debt immediately just by rescinding such ordinances or terminating them. And in some instances no bonds had been issued, and others only a part, and by rescinding that, our debt, as I estimated roughly, about \$5,000,000 could be taken off the debt. This ought to be corrected, too.

Then, further, they ought to be referred to the Law Department to see whether there is a compliance with the law before it is rescinded. If it is rescinded we have created an obligation before there is an appropriation.

Commissioner Murphy: You want this referred to the Law Department?

Mayor Ellenstein: Yes, with all the rest of the resolutions and ordinances which were passed pertaining to this matter.

Commissioner Murphy: So we will bring in the whole thing next week.

Mayor Ellenstein: Yes.

Commissioner Murphy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Felix Luongo, an employee of the Bureau of Street Cleaning, Department of Public Affairs, has been employed as a Laborer since June 1, 1908, and has made application for a pension under agreed date of March 1, 1937, under Chapter 103 of the Laws of 1923, Revised Statutes of New Jersey, 1937, 43: 12-1, wherein it is provided:

"A person who has been continuously employed in any City for a period of Twenty-five years and has reached the age of seventy years may retire or be retired at any time thereafter. On or after retirement he shall be paid by the City one-half of the amount he was receiving as salary from the City at the time of his retirement;" and

WHEREAS, It appears that the said Felix Luongo was born December 23, 1865, and is over the age of seventy (70) years, and has been employed by The City of Newark for a period of more than twenty-five (25) years; and,

WHEREAS, The said Felix Luongo, has been receiving eighteen dollars and twenty cents (\$18.20) a week from The City of Newark; and,

WHEREAS: Because of physical disability and old age he is unable to do any further work;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the application for pension of the said Felix Luongo employed by the City of Newark, Bureau of Street Cleaning, Department of Public Affairs, in the capacity of Laborer, be and the same is hereby granted under and by virtue of the provisions of Chapter 103 of the Laws of 1923, Revised Statutes of New Jersey 1937, 43: 13-1, said pension to be effective as of March 1, 1937; and,

BE IT FURTHER RESOLVED, That the said Felix Luongo, shall be paid a pension of Nine Dollars and Ten Cents (\$9.10) per week, and said pension to be paid as other pensions are paid.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolution:

WHEREAS, Theodore S. Miller, Jr., was appointed Trade Consultant in the Bureau of Docks, Department of Parks and Public Property, on December 1st, 1937, at an annual salary of \$4,000.00; and,

WHEREAS, Upon the appeal of James J. Hyland that the position of Trade Consultant was the same in matter of duties as the position of Marine Solicitor, the Civil Service

Commission refused to certify the salary for the said Theodore S. Miller, Jr., after May 31st, 1938; and,

WHEREAS, the said Theodore S. Miller, Jr. continued his duties as Trade Consultant until September 30th 1938, and did not during the period between June 1st, 1938 and September 30th, 1938 receive payment of salary; and,

WHEREAS, The Civil Service Commission in a communication addressed to Joseph M. Byrne, Jr., Director of the Department of Parks and Public Property, dated November 26th, 1938, states as follows:

"The Commission at its meeting on November 22 directed that the payroll for Theodore S. Miller, Jr., as Trade Consultant, which has heretofore been disapproved, be now passed for payment, it being understood that the services of Mr. Miller have been terminated"; and,

WHEREAS, The said Director requests that the payment of salary be made for the period stated in that Mr. Miller performed all the duties of the position until the reappointment of Mr. Hyland, as Marine Solicitor, on October 1st, 1938; and,

WHEREAS, the sum of \$1,333.33 is due for the period stated;

THEREFORE BE IT RESOLVED, By the Board of Commissioners of The City of Newark that the sum of \$1,333.33 be and the same is hereby appropriated to Theodore S. Miller, Jr. in full payment of his services and salary as Trade Consultant in the Bureau of Docks, Department of Parks and Public Property, from June 1st, 1938 to September 30th, 1938, both inclusive, and that the Director of Revenue and Finance be and he is hereby authorized to make payment of sum as aforesaid upon execution and delivery of proper re-

lease by said Theodore S. Miller, Jr., to be approved as to form by the Law Department, said salary to be paid from the Budget of the Department of Parks and Public Property.

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

RESOLVED, That Joseph Sonnabend be, and he hereby is appointed Clerk to the Municipal Board of Alcoholic Beverage Control, at \$2,500 per annum, effective December 1st, 1938, and his name placed on the payroll of the City Clerk, such appointment being made in the exempt class of Civil Service in accordance with the provisions of Chapter 51, P. L., 1915.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Commissioner Duffy offered the following resolution:

WHEREAS, a vacancy exists in the rank of Captain in the Fire Division, Department of Public Safety,

and there being no Civil Service eligible list for said position;

NOW, THEREFORE BE IT RESOLVED, That Fireman Charles Dengel, is hereby promoted to the rank of Acting Captain in said Fire Division, Department of Public Safety, pending results of Civil Service examination, at an annual salary of \$3,000, payable semi-monthly as other salaries are paid, effective November 30th, 1938.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, there are at present a number of recipients of public assistance in the City of Newark, State of New Jersey, who are either ineligible for Works Progress Administration employment or for whom such work is not immediately available, and

WHEREAS, the State Financial Assistance Commission has approved the adoption of "work-for-relief" programs by municipalities provided that the rate at which such recipients shall be credited for such work shall be below that prevailing for similar work in private employment, and, provided, further, that only a sufficient number of hours work at such rate be required as to equal the actual amount of public assistance granted, exclusive of medical care, and

WHEREAS, by the employment of hand labor for which there is no spe-

cific appropriation in the 1938 local budget and upon which regular municipal employees cannot be engaged, and the nature of the work is the removal of snow in the City of Newark during the current Winter Season of 1938-1939,

NOW, THEREFORE BE IT RESOLVED, That such number of recipients of public assistance as are physically able be assigned to work upon such project under the following rules and regulations:

1. The rate at which work performed shall be credited will be fifty cents (50c) per hour; work to proceed daily except Saturday and Sunday unless prevented by inclement weather.

2. Each recipient of public assistance assigned to work shall be given an hour quota for each semi-monthly period based upon his budget deficit as determined by the Local Assistance Board. He shall not perform work in excess of the quota set for any one period but, once assigned, shall not absent himself or fail to work regularly and well during the hours required except upon a doctor's certificate of physical inability. A recipient otherwise absenting himself shall be deemed to have refused employment and shall be denied further public assistance.

3. The Municipal Clerk is authorized to secure suitable Workmen's Compensation Insurance covering recipients so employed.

4. No recipient eligible for W. P. A. work shall be assigned to work for the municipality hereunder unless he shall have made proper application for W. P. A. employment and any recipient employed by the Municipality hereunder shall be at once released if he be assigned to W. P. A. No recipient voluntarily leaving W. P. A. shall be employed on the municipal project.

Recipients working for the municipality hereunder may leave to accept private employment and men so leaving shall be at once re-assigned to work if through no fault of their's the private employment ceases while the project is still in progress.

5. Supervision of the project shall be furnished by and at the expense of the municipality and shall include the keeping of a true and accurate record of the hours of work performed by each recipient and the reditition of a report thereof to the Local Assistance Board. Tools and equipment necessary for the operation of the project shall be provided by the municipality.

6. The Local Assistance Board may make such further regulations not inconsistent with the above as may become necessary for the furtherance of the project in an orderly and efficient manner.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use was be allowed:

Application of Battery Park Company (Walters Estate, owner);

for the addition and entrance to present automobile parking station in a 2nd business district; premises 18 Central Avenue; on condition that this entrance is not to be used as an exit at any time; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this Application

No response.

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of New Jersey Toilet & Towel Supply Company, owner; for the renewal of permit for automobile parking station; premises

69-73 New Street (113 Washington Street); such use to be limited to the period of one year ending November 4, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

No response.

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Geogre F. Weber (Anton Zimmer, owner); for the conversion of a one-family dwelling into a two-family dwelling in a 1st residence district; premises 192 Alexander Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

No response.

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Raymond McKenney (James McGrady, owner); for the construction of a five-car garage in a 1st residence district; premises 156-158 North Ninth Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

No response.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nicholas Dimes-
tria, owner; for the construction of
a store in a 3rd residence district;
premises 489 South Thirteenth
Street;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any

person who desires to be heard in opposition to this application

No response.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment
City Hall, Newark, New Jersey

November 29, 1938.

The Board of Commissioners
of the City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928, (40, 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zong Ordinance be allowed:

53-59 River Street; Albert Scher,
owner; in a 1st Industrial District
the establishment and operation
of an automobile parking station;
*42-46 Warren Street; City Park-
ing Service; renewal of permit for
automobile parking station.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

Copy to be sent to each Commis-
sioner and further action postponed
to December 7, 1938.

Commissioner Duffy: I move the rules be suspended in the case of the renewal.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of City Parking Service (Washington & Warren Sts., Ince., owner); for the renewal of permit for automobile parking station; premises 42-46 Warren Street; such use to be limited to the period of one year ending October 30, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any

person who desires to be heard in opposition to this application?

No response.

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter referred by the Zoning Board will take the usual course and be heard by the City Commission one week from today, December 7th.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. ELLENSTEIN
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY,
VINCENT J. MURPHY
PEARCE R. FRANKLIN

The Board of Commissioners
of the City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

MINUTES OF MEETINGS OF THE Board of Commissioners

December, 1938

Newark, N. J., December 7, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend Section 744 of the Revised Ordinances of The City of Newark (Revision of 1913).

The Board of Commissioners of The City of Newark Do Ordain:

1. That Section 744 of the Revised Ordinances of the City of Newark, (Revision of 1913) be and the same is hereby amended to read as follows:

"Sec. 744: SHOW CASES AND MERCHANDISE NOT TO STAND ON STREET; PROVISIO—NOT TO PREVENT LOADING OR UNLOADING, OR PLACING OF GARBAGE RECEPTACLES.

"It shall be unlawful for any person, firm or corporation, to place or maintain, a cause, suffer or permit to be placed or maintained, any show case or other construction or devise for the display of merchandise; or any box, barrel, can, package or thing whatsoever on or over any sidewalk, roadway or public place, or to display or cause permit, or suffer to be displayed upon or over any sidewalk, roadway or public place any merchandise for sale or advertisement; provided, this section shall not be

constituted to prevent the reasonable use of the sidewalk by the occupant of any building or part thereof, for loading or unloading merchandise; nor prevent receptacles for garbage, ashes or refuse, being placed upon the sidewalk, when so placed in accordance with the provisions of the ordinances of the City; nor shall it apply to those public places designated and regulated by ordinance as market places.

"PENALTY. Any person, firm or corporation violating any of the provisions of this section shall upon conviction thereof be fined for each offense a sum not exceeding Fifty Dollars (\$50.00), or imprisoned for a term not exceeding ninety (90) days or both; each day that such violation continues shall constitute a separate and distinct offense."

2. All ordinances or parts of ordinances inconsistent with the provision of this ordinance, be and the same is hereby repealed.

3. This ordinance shall take effect immediately upon final passage, and publication in accordance with law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin moved that December 21st, 1938, at 11 A. M., Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to amend an ordinance entitled: "An Ordinance to amend an ordinance entitled 'An Ordinance to regulate and establish the opening and closing hours of establishments licensed for the sale of alcoholic beverages and fixing a penalty for violation of the provisions thereof,' adopted July 25th, 1934, and amended April 10th, 1935, July 3rd, 1935, and December 23rd, 1936."

The Board of Commissioners of the City of Newark Do Ordain:

Section 1. That Section 1 of an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'An Ordinance to regulate and establish the opening and closing hours of establishments licensed for the sale of alcoholic beverages and fixing a penalty for violation of the provisions thereof,' adopted July 25th, 1934, and amended April 10th, 1935, July 3rd, 1935, and December 23rd, 1936," be and the same is hereby amended to read as follows:

"Section 1. No person or persons, partnership, firm or corporation shall sell or serve any alcoholic beverage between the hours of three o'clock A. M. and seven o'clock A. M., on weekdays and between the hours of three o'clock A. M. and twelve o'clock, noon, on Sundays, except on January 1st of any year; provided where January 1st is on a Sunday, no alcoholic beverages shall be sold or served be-

tween the hours of five A. M. and twelve o'clock, noon; and no place or establishment licensed under an act of the Legislature of the State of New Jersey entitled: 'An Act Concerning Alcoholic Beverages,' shall be open during the above prohibited hours, except that restaurants, drug stores, and establishments where the principal business is other than the sale of alcoholic beverages may remain open during the above prohibited hours for such other purposes only. That all establishments selling alcoholic beverages by virtue of a Plenary Retail Consumption License shall be required to draw aside the curtains or screens obscuring the view from the street to the interior at three o'clock A. M. or five o'clock A. M., the closing hours designated, as the case may be, and keep same open at least until seven o'clock A. M. on weekdays and twelve o'clock, noon, on Sundays, so that a free and unobstructed view may be afforded the public from the street to the interior during the above prohibited hours. The hours herein mentioned refer to Standard Time, except during the period of Daylight Saving Time, when the hours of Daylight Saving Time shall apply."

Section 2. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance shall be and the same are hereby repealed.

Section 3. This ordinance shall take effect immediately upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that December 21st, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second

floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the acceptance by the City of Newark of a conveyance by Mildred J. Cole, owner of premises situated at 394-396 Washington Street, Newark, N. J., known and designated as Lots 25 and 27, Block 107, on the City Tax Maps, and providing for the leasing of said premises to said Mildred J. Cole for a period of 10 years, with an option to purchase, all in conformity with the provisions of Revised Statutes of New Jersey 1937, Title 54:4, 109-113, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: What is the disposition of the Commission?

Commissioner Murphy: I move to amend the ordinance to five years instead of ten. I move for the adoption of the ordinance.

Mayor Ellenstein: There is not any second to your amendment.

If the Commission is in favor of striking out the ordaining clause of this ordinance such a motion is in order.

Commissioner Franklin I so move you.

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Naye: Commissioner Murphy.

Not Voting: Commissioner Byrne.

The City Clerk presented A Supplement to an ordinance entitled "An Ordinance creating the Department of Central Purchase in The City of Newark, providing for the personnel, maintenance and administration thereof, and defining, regulating and prescribing the functions thereof," adopted August 8, 1933, as amended or supplemented, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

A Supplement to an ordinance en-

titled "An Ordinance creating the Department of Central Purchase in the City of Newark, providing for the personnel, maintenance and administration thereof, and defining, regulating and prescribing the functions thereof," adopted August 8, 1933, as amended or supplemented.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

Section 4 declared open to amendment.

Section 5 declared open to amendment.

Section 6 declared open to amendment.

Section 7 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the title of "A Supplement to an Ordinance entitled "An Ordinance creating the Department of Central Purchase in The City of Newark, providing for the personnel, maintenance and administration thereof, and defining, regulating and prescribing the functions thereof," adopted August 8, 1933, as amended or supplemented", be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

A Supplement to an ordinance entitled "An Ordinance creating the Department of Central Purchase in the City of Newark, providing for the personnel, maintenance and administration thereof, and defining, regulating and prescribing the functions thereof," adopted August 8, 1933, as amended or supplemented.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented the following ordinance and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Clerk then read the ordinance at length:

An Ordinance to rescind ordinances heretofore adopted providing for the issuance of bonds and notes of the City of Newark.

The Board of Commissioners of The City of Newark Do Ordain as follows:

Section 1. The ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark to raise money for the purpose of completing the city railway," adopted by the Board of Commissioners on the 6th day of October, 1937, and the ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark to raise money for the improvement of Port Newark," adopted by said Board of Commissioners on the 20th day of October, 1937, are hereby rescinded. No bonds or notes shall hereafter be issued pursuant to said ordinances.

Section 2. This ordinance shall take effect at the time and in the manner provided by law.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Commissioner Duffy moved that the title of "An Ordinance to rescind ordinances heretofore adopted providing for the issuance of bonds and notes of the City of Newark," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

The Clerk then read the title of the ordinance as follows:

An Ordinance to rescind ordinances heretofore adopted providing for the issuance of bonds and notes of the City of Newark.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance changing the grade of a certain part of the sidewalk on the north side of South Orange Avenue located approximately one hundred twenty-five (125) feet east of Oraton Parkway, and stated that today was the time fixed for hearing on the same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner

Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance changing the grade of certain part of the sidewalk on the north side of South Orange Avenue located approximately one hundred twenty-five (125) feet east of Oraton Parkway.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that

said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the title of "An Ordinance changing the grade of a certain part of the sidewalk on the north side of South Orange Avenue located approximately one hundred twenty-five (125) feet east of Oraton Parkway," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance changing the grade of a certain part of the sidewalk on the north side of South Orange Avenue located approximately one hundred twenty-five (125) feet east of Oraton Parkway.

The ordinance having been read three times, was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas. Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the
following resolutions:

RESOLVED: That the sum of
Thirty-eight Thousand Five Hundred
Forty-nine Dollars and Sixty-five
Cents (\$38,549.65) be and the same is
hereby appropriated to persons nam-
ed on the annexed certified lists, be-
ing the bills and claims of the De-
partment of Revenue and Finance, as
follows:

Surplus and Deficiency\$38,549.65

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
One Hundred Forty-seven Thousand
Nine Hundred Seventeen Dollars and
Fifty-four Cents (\$147,917.54) be
and the same is hereby appropriated
to persons named on the annexed cer-
tified list, being the bills and claims
of the Department of Revenue and
Finance, as follows:

1938 Taxes\$147,917.54

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Twenty-three Thousand, Four Hun-
dred Twenty-nine Dollars and Nine-
ty-one Cents (\$23,429.91) be and the
same is hereby appropriated to the
City Treasurer, as per annexed certi-
fied list, being the semi-monthly pay-
rolls of the Department of Revenue
and Finance, from November 16th to
30th, 1938, as follows:

Director's Office	\$ 1,341.65
Comptroller's Office	2,899.06
Auditor of Accounts	2,157.50
City Treasurer	896.64
Receiver of Taxes	2,559.52
Arrears of Personal Taxes	1,901.95
Board of Assessments and Revision of Taxes	8,116.17
Revaluation Bureau	404.14
Board of Assessment for Local Improvements	689.98
First District Court	1,179.16
Second District Court	1,104.14
	<hr/>
	\$ 23,429.91

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Two Thousand, Six Hundred Twenty-
eight Dollars and Fifty-one Cents
(\$2,628.51) be and the same is hereby
appropriated to persons named on the
annexed certified list, being the bills
and claims of the Department of
Revenue and Finance, as follows:

Director's Office	\$ 75.37
Comptroller's Office	259.72

Auditor's Office	25 00
The Sinking Fund Commission of the City of Newark, N. J.	2,268.42
	<u>\$ 2,628.51</u>

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nineteen Thousand, Three Hundred Forty-four Dollars and Thirty-four Cents (\$19,344.34) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$19,344.34

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Fifteen Thousand, Two Hundred Ninety-five Dollars and Seventy-eight Cents (\$15,295.78) be and the same hereby is appropriated to the persons named, as per certified list

attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 10,338.28
Airport Construction	4,957.50
	<u>\$ 15,295.78</u>

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-eight Dollars (\$38.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water\$38.00

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eight Hundred Seventy Dollars and Fifty Cents (\$870.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the

Department of Public Affairs, as follows:

Water (WPA Project No. 2967)	\$ 322.50
Water (WPA Project No. 2967)	450.00
Water (WPA Project No. 4533)	70.00
Water (WPA Project No. 649)	28.00
	<hr/>
	\$ 870.50

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Sixty-five Dollars and Thirty Cents (\$265.30) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$ 38.70
Docks	17.26
Motors	5.00
Water	186.34
Streets	12.00
Street Cleaning	6.00
	<hr/>
	\$265.30

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
(Without prejudice)
Vincent J. Murphy

The roll being called, the resolution

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Nine Hundred Twenty-four Dollars and Fifty-eight Cents (\$924.58) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA Project No. 3531-7)	\$ 585.67
Sewer Construction (WPA Project No. 4813)	168.75
Sewer Construction (WPA Project No. 601)	170.16
	<hr/>
	\$ 924.58

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-six Thousand Nine Hundred Fifty-six Dollars and Forty-two Cents (\$36,956.42) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending November 30, 1933:

Newark Airport	\$ 2,531.10
Bureau of Motors	3,394.85
Bureau of Streets	1,047.96

Bureau of Sewers	1,051.90
House Sewer Connections	377.82
Bureau of Street Cleaning	18,630.71
Street Construction	501.22
Bureau of Docks	877.25
Bureau of Water	8,533.61

\$ 36,956.42

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
(With prejudice)
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand, Five Hundred Forty Dollars and Ninety Cents (\$48,540.90) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, semi-monthly payroll, period November 16th-November 30th, 1938, both inclusive:

Director's Office	\$ 1,439.57
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	2,899.95
Sidewalks	216.66
House Sewer Connections	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,219.08
Bureau of Surveys	3,101.66
Engineering Division	1,028.33
Bureau of Motors	1,927.63
Bureau of Water	19,659.48
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations Board	280.00
Sewer Construction	774.57

Airport Construction	1,515.00
City Railway Construction	854.16
City Clerk	3,054.07
Elections	385.00
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	\$ 48,540.90

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
(Without prejudice)
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Three Hundred Fifty-two Dollars and Sixty-three Cents (\$352.63) be and the same is hereby appropriated to the persons named on the annexed certified list, being the bills and claims of the Department of Public Safety, as follows:

Director's Office	\$ 15.00
Police Courts	25.00
City Clerk (Municipal Board of Alcoholic Beverage Control)	40.00
Department of Central Purchase	99.18
Building Division	137.45
Electrical Division	36.00
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	\$352.63

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Two Hundred Twenty-five Thousand,
Five Hundred Twenty-seven Dollars
and Four Cents (\$225,527.04) be and
the same is hereby appropriated to
persons named on the annexed certi-
fied list, being the semi-monthly pay-
roll of the Department of Public
Safety, from November 16th to 30th,
1938, inclusive, as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	1,897.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	236.11
Department of Central Purchase	1,905.82
Fire Division	81,849.64
Police Division	132,821.42
	<hr/>
	\$225,527.04

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the
following resolutions:

RESOLVED: That the sum of
Six Hundred Thirty-three Dollars and
Thirty-three Cents (\$633.33) be and
the same is hereby appropriated to
the City Treasurer, being the month-
ly payroll of the Department of Pub-
lic Works from November 1st to 30th,
1938, as follows:

United States Social Hygiene \$633.33

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of
Ninety-seven Thousand, Nine Hund-
red Fifty-five Dollars and Seventy-
five Cents (\$97,955.75) be and the
same is hereby appropriated to the
City Treasurer, being the semi-
monthly payroll of the Department
of Public Works for the last half of
November, 1938, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	23,286.02
Newark City Hospital	23,280.56
Convalescent Hospital	2,010.49
Newark City Home	3,216.57
Bureau of Baths	5,189.14
Newark City Alms House	2,408.15
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,049.98
Law Department	3,880.79
Board of Adjustment	460.00
Emergency Relief Admin- istration	28,081.14
	<hr/>
	\$ 97,955.75

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Twenty-two Thousand Three Hundred Three Dollars and twenty-seven Cents (\$22,303.27) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works as follows:

Newark City Alms House..\$	38.76
Newark City Hospital	235.19
Newark City Hospital alterations	17,056.07
Ivy Hill Power Plant	376.62
Public Outing	60.00
Law Department	37.00
Director's Office	57.37
Public Outing	28.55
Newark City Hospital	638.45
Board of Adjustment	201.00
Law Department	62.00
Director's Office	35.00
Ivy Hill Power Plant	12.00
Ivy Hill Power Plant	1,791.00
Bureau of Baths	1,674.26
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	\$ 22,303.27

Pearce R. Franklin
M. Ellenstein
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of One Thousand, Three Hundred Thirty-three Dollars and Thirty-three Cents (\$1,333.33) be and the same is hereby appropriated to the City Treasurer, same being the supplemental payroll of the Department of Parks and Public Property from June 1st, 1933, to September 30th, 1933, as follows:

Public Buildings	\$1,333.33
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Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Thousand, Two Hundred Eighty-two Dollars and Fifty-five Cents (\$5,282.55) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property as follows:

Public Buildings	\$1,136.25
W. P. A. Project No. 3-7-896	4,146.30
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	\$5,282.55

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Eight Hundred Thirty-three Dollars and Two Cents (\$3,833.02) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending November 30th and December 3rd, 1933, as follows:

Shade Tree	\$2,571.02
Public Buildings	1,262.00
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	\$3,833.02

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eleven Thousand, Three Hundred Ninety-six Dollars and Thirty-three Cents (\$11,396.33) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from November 16th to November 30, 1938, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	7,877.34
Municipal Farmers'	
Market	116.66
Weights and Measures	481.66
Printing and Stationery	180.00
Shade Tree	1,457.49
W. P. A. Project No.	
1485-7	145.83
Centre Market	103.20
	<hr/>
	\$ 11,396.53

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, Charles Handler, Esq., attorney for the owner of lots numbers 80, 82, 83, 84, 85, 86 and 88. Block 3721, in the City of Newark has petitioned the Board of Commissioners of the City of Newark for the adjustment of unpaid taxes, assessments and liens on the lots aforesaid; and

WHEREAS, the said petitioner has offered to pay \$7,052.62 in full satisfaction of all unpaid taxes, assessments and liens, being the present market value of the aforesaid lots;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the Comptroller and Tax Receiver be and they are hereby authorized and directed to accept the said sum of \$7,052.62 in full satisfaction and settlement of all taxes, assessments and liens on the aforesaid lots and the amount of any such taxes, assessments and liens over and above the aforesaid present market value on each of the aforesaid lots be and they are cancelled upon the payment of the sum aforesaid.

This resolution is presented under and by virtue of Chapter 70, P. L. 1933, giving the municipality the right to alteration, adjustment and settlement of taxes. Building improvements to be commenced on the aforesaid property within sixty (60) days from the date hereof, otherwise this resolution to be null and void.

Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Board of Assessment and Revision of Taxes on November 18th, 1938, passed a resolution authorizing Theodore O. Fierstein, President of the said Board to sign petitions of appeal in all cases on which appeals are to be made to the State Board of Tax Appeals, on behalf of the City of Newark concerning 1938 assessments; and

WHEREAS, it is desired to authorize the said Theodore O. Fierstein, to act for and in behalf of the Director of the Department of Revenue and Finance in such appeals;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that appeals to the State Board of Tax Appeals, shall be made in behalf of the City of Newark and the governing body, the Board of Commissioners, and the Director of the Department of Revenue and Finance, by and through Theodore O. Fierstein, President of the Board of Assessment and Revision of Taxes, and the said Theodore O. Fierstein be and he is hereby authorized to sign petitions of appeal, as aforesaid, in all cases for and in behalf of the City of Newark, the governing body thereof, and the Director of the Department of Revenue and Finance, and to do all things necessary concerning the filing and presenting of said tax appeals;

AND BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby directed to forward certified copies of these resolutions to the Essex County Board of Taxation and to the State Board of Tax Appeals.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the resolution adopted by this Board of Commissioners on November 30th, 1938, appointing Joseph Sonnabend Clerk to the Municipal Board of Alcoholic Beverage Control, at \$2,500 per annum, as of December 1st, 1938, be and the same hereby is amended and such appointment made in the exempt class of Civil Service in accordance with the provisions of Revised Statutes of 1937, 11: 22-26, instead of Chapter 51, P. L., 1915, as erroneously stated therein, such resolution in all other respects to remain in full force and effect.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the contract for furnishing and delivering 48-inch pipe for Section 3 of the Aqueduct from Bloomfield Avenue Tower to South Orange Avenue Reservoir, in the City of Newark, Essex County, New Jersey, being the portion in North Seventh Street, Essex Avenue and South Ninth Street between the D., L. & W. R. R. and Central Avenue (Contract 40 — Division of Water) be and the same hereby is awarded to the Lock Joint Pipe Company, they being the lowest formal

bidder, the amount of their bid based on the estimated quantity of 3,200 feet being \$34,400.00, and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute on the part of the City of Newark, a proper contract covering said work.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

RESOLVED, That the agreement between Lehigh Valley Railroad Company and the City of Newark, being a license to City to construct and maintain, etc., sewers in the line of Avenue "I", Varum and Wheeler Point Road, across and under railroad lands, be and the same hereby is approved and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute the same on the part of the City of Newark, upon the adoption of this resolution.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Henry Divine has instituted an action against The City of Newark for alleged injuries sus-

tained by him when his automobile struck a safety isle at the corner of Broad and Franklin Streets; and

WHEREAS, in preparing the case it has been necessary to have the said plaintiff examined by a physician; and

WHEREAS, Dr. M. A. Flower did make the examination of the above-named plaintiff on November 29, 1938, and has submitted a written report of the results of such examination, and has also submitted a bill for Twenty-five dollars (\$25.00) for professional services;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the sum of Twenty-five dollars (\$25.00) be and is hereby appropriated to Dr. M. A. Flower for a physical examination of one Henry Divine, the plaintiff in an action against The City of Newark for injuries allegedly received by him when his automobile struck a safety isle in The City of Newark, the said sum of Twenty-five dollars (\$25.00) being in full satisfaction for professional services rendered in making such examination and report thereon, as aforesaid.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering the following equipment for the Department of

Public Affairs. Caterpillar Crawler Type Crane, 5-ton Mack Trucks, Snow Plows and parts for same, Cross Walk Snow Plows, Snow Loaders and parts for same, and Sand Spreaders.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, By the Board of Commissioners of the City of Newark that the following changes appearing in the payrolls of the Department of Parks and Public Property for the first half of December, 1938, and for weeks ending November 30th and December 7th, 1938, be and the same are hereby approved, confirmed and ratified:

CENTRE MARKET

James Hughes, Laborer, absent because of illness from December 1st, 1938, until further notice, and his name will appear on the payroll only for the time he works.

SHADE-TREE

Alfonse Gialanella and Benjamin Krusch, temporarily appointed Mason-Plasterers, at a salary of \$14.50 per day, effective November 30th to December 2nd, 1938, inclusive.

PUBLIC BUILDINGS

Peter Reilly, Stationary Engineer, absent because of illness from December 6th, 1938, until further notice, and his name will appear on the payroll only for the time he works.

Michael F. Dempsey has been temporarily appointed Stationary Engineer at a salary of \$3,180.00 per annum, effective December 6th, 1938, to work during the illness of Peter Reilly.

Michael Scahill, Stationary Fireman, absent because of illness from December 7th, 1938, until further notice, and his name will appear on the payroll only for the time he works.

Peter Hunt has been temporarily appointed Stationary Fireman at a salary of \$3,000.00 per annum, effective December 7th, 1938, to work during the illness of Michael Scahill.

Alfonse Gialanella and Benjamin Krusch have been temporarily appointed Mason-Plasterers at a salary of \$14.50 per day, effective December 7th, 1938.

Mr. Gialanella and Benjamin Krusch are not new appointees but employees who are on a preferred list for any work needed of this nature.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Peejay Corporation is the tenant in possession of certain premises owned by the City

of Newark, situate and known as 18-32 Avenue A and 17-29 Avenue A, Newark, New Jersey, under and by virtue of a certain lease dated the 14th day of July, 1928, between the said Peejay Corporation and the City of Newark, for a period of two and one-half years, commencing July 15th, 1938, and ending January 15th, 1941, at a certain fixed annual rental; and

WHEREAS, the tenant has met with adverse conditions in the use of the premises as a farmers' market and has been put to considerable expense in equipping and promoting the property for the purpose of its business, and in order to protect its investment desires that the lease be extended for a period of three years from January 15th, 1941, at the annual rent of \$5,000.00; and

WHEREAS, the said Peejay Corporation finds its necessary, in order to make the property productive, to conduct an extensive advertising campaign among farmers, which requires personal contact through traveling solicitors and the employment of such persons; all of which has and will, for a considerable period, cost considerable money, and require a long period of time before results will be productive of sufficient income to make the market self-sustaining; and

WHEREAS, it is deemed to the interest of the City of Newark to do everything possible to assist in the bringing about of the successful operation of this market on city owned property, and it is considered reasonable that sufficient term of lease be given the tenant under all the circumstances; and

WHEREAS, the Director of the Department of Parks and Public Property approves the request and recommends that the lease be extended for the period stated;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark that the term of the lease between the City of Newark and Peejay Corporation, dated July 14th, 1938, for premises at 18-32 and 17-29 Avenue A, City of Newark, New Jersey, be and the same is extended for a period of three years from January 15th, 1941, and to terminate on January 15th, 1944, at the same rental of \$5,000.00 per year for each of the additional three years, and subject to all the conditions and covenants contained in the aforesaid lease dated July 14th, 1938, and nothing contained herein shall be deemed to otherwise change the terms thereof.

The Director of the Department of Parks and Public Property is hereby authorized to execute an amendment to the said lease as hereinbefore provided, approved as to form by the Law Department.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Drugs and Surgical Supplies, for the Department of Public Works, and Dodge Truck for Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering materials listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark, be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said materials:

GUARDIAN FENCE COMPANY—
Newark, N. J.

(Parks and Public Property)

1,000 ft. more or less Iron Fence, furnished and erected at Harrison Park between Spruce Street and Waverly Avenue and Barclay and Somerset Streets, @ \$1.95 per ft.

C. G. WINANS COMPANY—
Newark, N. J.

(All Departments requiring same)

Approx. 322 cases Paper Towels, 30 pkgs. to case, 125 towels to pkg. Standard case lots @ .069 pkg.

THE PORTABLE LIGHT COMPANY, INC.—Newark, N. J.

(Public Safety)

One (1) or more Generators, Portco, gasoline driven @ \$325.00 each.

One (1) or more 500 Watt Portco floodlights @ \$60.00 each.

One (1) or more Portco self-priming centrifugal pumping outfits @ \$230.00 each.

FISHER CADILLAC CORPORATION—Newark, N. J.

(Public Works)

One (1) LaSalle Ambulance complete with special custom-built body, as per blue print for \$4,525.00

Allowance on used Studebaker ambulance 50.00

Net \$4,475.00

HENDRICKSON SUPPLY COMPANY—Middletown, N. J.

(Parks and Public Property)

One (1) Bean armored Royal motor truck spray outfit, for \$1,195.00

Allowance: Old Triplex pump sprayer, \$155.00.

Six (6) 50' lengths $\frac{3}{4}$ " Bean Special H. P. Hose, for \$120.00.

Two (2) Bean Shade Tree Spray guns No. 872, for \$50.00.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

WHEREAS, Albert W. Lewitt, Deputy Clerk (temporary) of the Night Police Court of the City of Newark has submitted his resignation effective December 1, 1938, and such resignation has been accepted by the Director of the Department of Public Safety; and

WHEREAS, because of said resignation a vacancy exists in said Court;

NOW, THEREFORE, BE IT RESOLVED that Edward G. Devore, be and he is hereby appointed to the position of Deputy Clerk (temporary) of the Night Police Court of the City of Newark, at an annual salary of \$2,500 per annum, payable semi-monthly as other salaries are paid, effective December 7, 1938, pending results of Civil Service examination.

M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, George L. Rosenfelder and Thomas J. Rowe, Lieutenants in the Police Division, Department of Public Safety, were on July 1, 1936, promoted to the rank of Acting Captains in said Police Division pending Civil Service examination, at an annual salary of \$3,400; and

WHEREAS, said Lieutenants have been Acting Captains since the said July 1, 1936, and the results of the Civil Service examination have not as yet been announced; and

WHEREAS, the said Acting Captains have been and are performing the same duties as the regular Captains in the said Police Division; and

WHEREAS, the minimum salary for Captains in the Police Division beginning January 1, 1939, would be \$3,700.

NOW, THEREFORE, BE IT RESOLVED that the salary of George L. Rosenfelder and Thomas J. Rowe, Acting Captains in the Police Division, Department of Public Safety, be and the same is hereby increased from \$3,400 to \$3,700 per annum, effective January 1, 1939, while acting as said Acting Captains.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Albert Scher, owner; for the establishment and operation of an automobile parking

station in a 1st industrial district; premises 53-59 River Street; same to be operated and maintained in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending one year from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., December 6, 1938.

The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with

Section 9, Chapter 274, P. L. 1928 (40: 55-39 Revised Statutes of 1937) that the following applications for variances from the terms of the Zoning Ordinance be allowed:

395-397 South Tenth Street; Susan Ullrich, owner; in a 2nd business district; the construction and operation of a gasoline service station and lubritorium; such use to be limited to the period of eight years;

53-59 River Street; Albert Scher, owner; in a 1st industrial district the construction and operation of a gasoline station; such use to be limited to the period ending December 11, 1943, (No objectors).

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(The above matters to be heard by the Board of Commissioners at its meeting December 7, 1938.)

Received, copy to be sent to each commissioner and further action postponed to December 14th, 1938.

Mr. Bernard Levy: I would like to ask for a suspension of the rules in regard to the gas station at 53-59 River Street, Newark, and ask that the Board consider the matter now.

Commissioner Duffy: I move that the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling

of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Albert Scher, owner; for the construction and operation of a gasoline station in a 1st industrial district; premises 53-59 River Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending December 11, 1943;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the action of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter will take its usual course and be heard one week from today, December 14.

REPORTS OF CITY OFFICERS

The following reports of City Officers were received and ordered filed:

Superintendent of Weights and Measures for November, 1938.

Department of Buildings for November, 1938.

Clerk of First District Court for November, 1938.

Clerk of Second District Court for November, 1938.

Superintendent of Alms House for November, 1938.

City Clerk (2) for November, 1938.

Thomas F. Guthrie, Chief Clerk, 1st Criminal Court for November, 1938.

Thomas F. Guthrie, Chief Clerk, Night Police Court, Traffic, for November, 1938.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 1, for November, 1938.

Charles F. J. McGovern, Clerk 2nd Criminal Court, Part 2, for November 1938.

Robert J. Beckley, Clerk 3rd Criminal Court, for November, 1938.

Elizabeth S. Lewis, Deputy Clerk of Family Court, for November, 1938.

City Treasurer for November, 1938.

Comptroller for November, 1938.

City of Newark, New Jersey
Department of Revenue and Finance

December 1, 1938.

To the Honorable,
The Commissioners of the
City of Newark, N. J.

Gentlemen:

In accordance with the Act of the Legislature entitled "A further supplement of the Act entitled 'An Act to amend and revise the charter of the City of Newark, N. J.' approved February 22, 1866" I herewith present a statement of the receipts and disbursements for the month of November, 1938:

RECEIPTS

Cash on hand October 31, 1938	\$5,520,254.12	
Received from Comptroller, November	4,039,416.31	
		\$9,559,670.43

DISBURSEMENTS

By Warrant	\$3,872,042.00	
Without Warrant	36,486.75	
Returned Checks	5,748.41	
		3,914,278.06
Cash on hand November 30, 1938		\$5,645,392.37

Respectfully,
 Vincent J. Murphy,
 Director of Revenue and Finance.
 By Joseph J. Kroehl.

COMPTROLLER'S REPORT

November, 1938

Assessments:

Openings	\$ 93.35	
Pavings	770.92	
Sewers	234.78	
House Sewers	734.55	
Shade Trees	10.00	
Water Department Arrears	166.00	
Snow Removal	10.03	

Funds:

Schools, Current Expenses	936,217.94	
Redemptions	33,248.87	
Emergency Relief	388,322.12	
Emergency Relief Administration	61.83	
Outdoor Poor	1,634.28	
City Railway	125,000.00	
Farmer's Market	416.66	
City Hospital	28.57	
200 Washington Street Corporation	833.33	
Sale of City Property	255.00	
Printing and Stationery	27.69	
Shade Tree Department	10.00	
Almshouse	4.00	
Public Works	12.00	
Bureau of Streets	14,874.55	
Bureau of Street Cleaning	580.08	
Bureau of House Sewers	100.00	
Bureau of Docks	5,537.98	
Bureau of Motors	1,059.50	
Airport	13,128.02	
Water Rents	205,396.38	

Miscellaneous Revenue:

General Licenses	2,651.26
Dog Licenses	102.00
Beer Licenses	656.14
Fees	442.80
Building Department	2,082.39
City Hospital	2,071.27
Convalescent Hospital	89.54
Centre Market	1,674.00
Green and Franklin Street Property	175.00
Bureau of Combustibles	1,256.00
Miscellaneous Rents	3,470.67
Police Courts	7,037.80
District Courts	2,939.35
Jitneys	19,957.19
Gas Tax Refund	2,242.20
Public Health	414.25
Public Library	1,542.01
Shade Tree Department	5.00
Public Baths	1,889.42
Advertising Costs	4.00
Cost of Sales	1,332.15
Surplus Revenue	897.27
Fire Department	170.08
Police Department	56.72
Market Plaza Lease	6,250.00
Market Plaza Parking Station	2,200.00
City Hall Parking Station	225.00
Army Base Lease	8,333.33
Personal Arrears Penalties	220.36
Personal Arrears Fees	129.00
Personal Arrears Costs	9.78
Searches	508.25
Bureau of Sewers	10.00
Franchise Tax	40.33
Gross Receipts	38,490.95
Taxes 1938 Receiver	3,231,204.00
Arrears Real Estate 1937	95,969.82
Arrears Real Estate 1936	47,045.38
Arrears Real Estate 1935 and Prior	58,871.92
Personal Arrears 1937	16,895.32
Personal Arrears 1936	23,171.02
Personal Arrears 1935 and Prior	6,956.95
Interest:	
Real Estate	38,429.33
Personal Arrears	7,025.14
	<hr/>
	\$5,363,912.82
Less returned checks \$5,748.41, refunds \$423.71	6,172.12
	<hr/>
	\$5,357,740.70

Vincent J. Murphy,
Director of Revenue and Finance.

Commissioner Byrne I move we
adjourn.

The roll being called, the motion
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
M. P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., December 14, 1938.

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move the reading of the minutes be dispensed with.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy introduced the following ordinance and moved its adoption on first reading.

The Clerk then read the ordinance as follows:

An Ordinance to repeal an ordinance entitled "An Ordinance relating to traffic and regulating the use of public streets and highways in the City of Newark; prescribing regulations relative to the parking of vehicles upon such public streets and highways; providing for the installation, operation, maintenance, supervision, regulation and control of the use of parking meters; defining and providing for the establishment of parking meter zones upon the public streets and highways; providing for

the payment thereof and for the supply of parts therefor exclusively from the receipts obtained from the operation of parking meters; providing for the enforcement hereof and providing penalties for the violation hereof; declaring this ordinance to be an emergency measure," adopted October 6, 1937.

BE IT ORDAINED By the Board of Commissioners of The City of Newark that an ordinance entitled "An Ordinance Relating to Traffic and Regulating the use of Public Streets and Highways in The City of Newark; prescribing Regulations relative to the parking of Vehicles upon such public streets and highways; providing for the installation, operation, maintenance, supervision, regulation and control of the use of parking meters; defining and providing for the establishment of parking meter zones upon the public streets and highways; providing for the payment thereof and for the supply of parts therefor exclusively from the receipts obtained from the operation of parking meters; providing for the enforcement hereof and providing penalties for the violation hereof; declaring this ordinance to be an emergency measure," adopted October 6, be and the same is hereby repealed.

This Ordinance shall take effect upon final passage and publication according to law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that

December 28th, 1938, at 11 A. M. Standard Time, or as soon thereafter as said matter can be reached, and the Board's meeting room, second floor, City Hall, Newark, N. J., be fixed as the time and place when and where said ordinance will be further considered for final passage, and that the City Clerk be and he is hereby directed to publish said ordinance and give public notice of its introduction and passage on first reading as provided by law.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance authorizing the Board of Commissioners of the City of Newark to engage the services of a Legislative Representative, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Franklin moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

Commissioner Franklin moved that

the following ordinance be taken up on second reading:

An Ordinance authorizing the Board of Commissioners of The City of Newark to engage the services of a Legislative Representative.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Franklin moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

Commissioner Franklin moved that said ordinance be ordered to a third reading.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

Commissioner Franklin moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

Commissioner Franklin moved that the title of "An Ordinance authorizing the Board of Commissioners of The City of Newark to engage the services of a Legislative Representative," be taken for its third reading

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

The Clerk then read the title of the ordinance as follows:

An Ordinance authorizing the Board of Commissioners of The City of Newark to engage the services of a Legislative Representative.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance

was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Five Hundred Twenty-nine Dollars and Fifty-Nine Cents (\$529.59) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 62.16
Reserve for Over-Payments, Comptroller's Office	423.71
Advertising Tax Sale	23.56
Franchise Tax	18.08
Gross Receipts	2.08
	<hr/>
	\$ 529.59

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Five Hundred Dollars and Ninety-eight Cents (\$500.98) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Contingent\$500.98

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Twenty-four Thousand Nine Hundred Seventy-five Dollars and Ninety-three Cents (\$24,975.93) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency	\$ 18,108.82
Surplus and Deficiency	6,867.11
	<hr/>
	\$ 24,975.93

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Five Hundred Thirty-six Dollars (\$2,536.00) be and the same is hereby appropriated to the City Treasurer, same being the supplementary payroll of the Board of Assessment and Revision of Taxes covering the period of November 18th, 1938, as follows:

Tax Board	\$ 2,536.00
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Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED: That the sum of Twenty-seven Thousand Seven Hundred Ninety-Eight Dollars and Sixty-nine Cents (\$27,798.69) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

Police Division	\$ 20,261.99
Fire Division	7,495.89
Director's Office	15.00
Police Courts	25.00
City Clerk (Municipal Board of Alcoholic Beverage Control) .....	.81
	<hr/>
	\$ 27,798.69

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

RESOLVED: That the sum of Six Thousand Two Hundred Nineteen

Dollars and Eight Cents (\$6,219.08) be and the same is hereby appropriated to the persons named on annexed certified list, being the bills and claims of the Department of Public Works, as follows:

Bureau of Health\$6,219.08

Pearce R. Franklin
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Three Thousand, Six Hundred Ninety-nine Dollars and Twenty Cents (\$3,699.20) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending December 7th and December 10th, 1938, as follows:

Shade Tree	\$ 2,413.20
Public Buildings	1,286.00
	<hr/>
	\$ 3,699.20

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

Twelve Thousand, Four Hundred Thirty-nine Dollars and Fifty-two Cents (\$12,439.52) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Centre Market	\$ 1,015.79
Director's Office	33.60
Maintenance of Dog Pound	625.00
Printing and Stationery....	2,859.82
Smoke Abatement	41.82
W.P.A. Project No. 4271-7	59.75
W.P.A. Project No. 4230-7	29.50
W.P.A. Project No. 1485-7	76.50
W.P.A. Project No. 3-7-896	1,138.15
Public Buildings	5,665.78
Weights and Measures	71.49
Shade Tree	817.34
W.P.A. Project No. 2579-7	4.98
	<hr/>
	\$ 12,439.52

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of Three Hundred Twenty-seven Dollars and Eighty-five Cents (\$327.85) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Care and Relief of Indigent Children	\$ 327.85
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M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Five Hundred Dollars (\$2,500.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Inter-Departmental Department as follows:

City Sundries— (Dues Conference of Mayors)	\$ 1,000.00
City Sundries— (Dues League of Municipali- ties)	1,500.00
	<hr/>
	\$ 2,500.00

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Hundred Eighty-five Dollars and Fifty Cents (\$185.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$185.50
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M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Two Hundred Ten Dollars and Thirty-six Cents (\$3,210.36) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project No. 2967)	\$ 240.76
Water (WPA Project No. 2967)	308.00
Water (WPA Project No. 2967)	230.00
Water (WPA Project No. 2967)	2,113.60
Water (WPA Project No. 649)	56.00
Water (WPA Project No. 649)	220.00
Water (WPA Project No. 4533)	42.00
	<hr/>
	\$ 3,210.36

M. Ellenstein
 Pearce R. Franklin
 Vincent J. Murphy
 Jos. M. Byrne, Jr.
 M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.
 RESOLVED: That the sum of Six Thousand, Two Hundred Dollars

and Thirty-five Cents (\$6,200.35) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction (WPA	
Project No. 3531-7)	\$ 6,070.32
Street Construction (WPA	
Project No. 3531-7)	78.00
Sewer Construction (WPA	
Project No. 601)	52.03
	<hr/>
	\$ 6,200.35

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-seven Thousand, Seven Hundred Sixty-seven Dollars and Twenty-two Cents (\$37,767.22) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport	\$ 2,352.85
Bureau of Motors	3,464.03
Bureau of Streets	1,290.28
Bureau of Sewers	905.31
House Sewer Connections	542.99
Bureau of Street Cleaning	19,099.80
Street Construction	483.19
Bureau of Docks	816.05
Bureau of Water	8,812.72
	<hr/>
	\$ 37,767.22

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
(Without Prejudice)
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Twenty-one Dollars and Thirty Cents (\$321.30) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Sundries	\$ 30.00
City Clerk's Office	291.30
	<hr/>
	\$321.30

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: By the Board of Commissioners of the City of Newark that pursuant to Local Budget Act R. S. 40: 2-30, Transfers of Appropriations, that the Director of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations:

From Tax Revaluation
To Policemen's and Fire-
men's Pension Fund\$ 20,000.00

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the fol-
lowing resolution:

WHEREAS, On December 8, 1938.
Harold Lefkowitz, attorney, appear-
ed before this Commission on behalf
of one Richard Dowling, owner of
premises at No. 304 South 20th
Street, Newark, N. J., and submitted
a "duplicate receipt" showing the
payment of taxes of Forty-one Dol-
lars and Eighty Cents (\$41.80) in
full on said premises for the year
1932; and complained that the prop-
erty had been advertised for tax sale
because the City claimed that one-
half of taxes for said year 1932 was
unpaid; and,

WHEREAS, it appears that this
duplicate was apparently issued at a
time when it is claimed by the City
there had been erroneously applied a
tax payment made by another tax-
payer, and which was subsequently
corrected; and,

WHEREAS, the error may be held
to be chargeable to the Department
issuing the duplicate receipt, and that
the determination of the merits of
the taxpayer's claim, if litigated, is
debatable;

THEREFORE, BE IT RESOLVED
By the Board of Commissioners of
The City of Newark that for the rea-

sons aforesaid the Director of the
Department of Revenue and Finance
be and he is hereby authorized to
concel the balance of the tax pay-
mentfi as aforesaid, for the year 1932,
on the premises at No. 304 South
20th Street, Newark, N. J., Block
1794, Lot 53.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the
following resolution:

WHEREAS, the Roy Tavern of
New Jersey, Inc., doing business as
Steuben Tavern at 760 Broad Street,
went into receivership on July 26,
1938; and

WHEREAS, the attorneys for the
receivers submitted the following
communication:

"Child, Riker, Marsh & Shipman
744 Broad Street,
Newark, N. J.

December 6, 1938.

Mr. Vincent J. Murphy,
Director of Revenue and Finance,
City Hall,
Newark, N. J.

Dear Sir:—

The Roy Tavern of New Jersey,
Inc., doing business as Steuben Tav-
ern at 760 Broad Street went into re-
ceivership on July 26, 1938. Mr. W.
Paul Stillman was duly appointed re-

ceiver and promptly pursued his duties in such capacity.

During the course of the receivership we received from you a proof of claim, dated September 27, 1938, for the unpaid balance of personal property taxes for the years 1936, 1937 and 1938, in the sum total of \$2,028.11. Mr. Groll of your tax assessment and evaluation department sent his representative to the premises in question to find what the probable value of the chattels would be if they were sold under the hammer. His report reveals the sum to be about \$400.00 to \$500.00, and such also is our contention.

Since the city of Newark will receive no great benefits in foreclosing its lien upon the chattels and since the chattels are worth more to the restaurant as a going concern, our suggestion and purpose of this letter, is to have you resubmit the above matter, with this letter, of the City's legal department, to the attention of Mr. Ward, for presentation and settlement. An additional factor to be considered is that the administration costs of the receivership are a prior lien even to the City's property tax lien.

Under the circumstances, I think, a fair figure would be about \$450.00 to \$500.00.

I hope you will give this matter your prompt attention, as it has been greatly delayed.

Yours very truly,
Child, Riker, Marsh & Shipman.
By: John C. Demos."

and

WHEREAS, Director Murphy of Department of Revenue and Finance submits the following communication:

"December 8th, 1938.

"Honorable Peirce R. Franklin,
Director,
Department of Public Works,
City Hall,
Newark, New Jersey.

Attention: Joseph A. Ward
Legal Assistant.

Dear Director:—

I herewith transmit copy of a letter received from Child, Riker, Marsh & Shipman, which is self-explanatory.

If you will refer to my letter of September 15th, 1938, you will find that I am heartily in accord, within the provisions of the statute, to adjust this matter for the figure of \$500, which I understand is the amount of money that might be immediately available for the consummating of this lien, in view of the circumstances as outlined in both the law firm's letter and also my letter.

Will you kindly have the necessary resolution prepared for introduction at the next meeting of the City Commission.

Very truly yours,
(Signed) Vincent J. Murphy.

and

WHEREAS, it is the opinion of the Law Department that the lien of the City may properly be deemed to be impaired as contemplated under Sections 54:4-97 and 98;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the outstanding taxes against the Roy Tavern of New Jersey, Inc., doing business as Steuben Tavern, at 760 Broad Street, be and is hereby adjusted and settled for the sum of Five Hundred Dollars (\$500.00), and the Director of the Department of Revenue and Finance

be and he is hereby authorized and directed to receive the said sum of Five Hundred Dollars (\$500.00) in full satisfaction of all outstanding taxes against the aforesaid company and business, and to cancel the remainder thereof, all in accordance with the provisions of Sections 54:4-97 and 98 of the Revised Statutes of New Jersey..

Vincent J. Murphy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, Joseph C. Seiss, of No. 15 Clover Street, Newark, New Jersey, filed an application with the Municipal Board of Alcoholic Beverage Control of the City of Newark, for a Plenary Retail Consumption License, and deposited with the Clerk of the said Board, on June 30, 1938, the sum of \$500.00; and

WHEREAS, Joseph C. Seiss was declared ineligible to become the holder of a license for the year commencing July 1, 1938, and ending June 30, 1939; and

WHEREAS, because of his ineligibility, he is now entitled to a refund of the said deposit in the amount of \$500.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Newark that the said sum of \$500.00 be and the same is to be refunded and paid to the said Joseph C. Seiss, and the Di-

rector of the Department of Revenue and Finance be and he is hereby authorized and directed to return to the said Joseph C. Seiss the said sum of \$500.00 for the reasons hereinbefore set forth.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property deemed it necessary to make certain repairs to water supply, sewer, and toilet room piping in the Centre Market Building; and

WHEREAS, said work has been performed as hereinafter set forth;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark that the action of the Director of the Department of Parks and Public Property in having done the following stated work in the Centre Market Building be and the same is hereby approved and ratified, to wit:

November 14, 15, 16, 1938.
Repairing piping, etc., toilet rooms.
John E. Joyce,
34 South Sixth Street,
Newark, N. J.\$ 87.98

November 14 to 23, 1938,
Furnishing and installing water supply line, etc.
John E. Joyce,
84 South Sixth Street,
Newark, N. J. 496.87

October 28 and 31, and
November 1 and 2, 1938.
Cleaning out catch basin
and sewer.
Benjamin Cohen,
550 Springfield Avenue,
Newark, N. J. 158.50
Total\$743.35

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, The Director of the
Department of Parks and Public
Property did, on December 12th, 1938,
receive informal bids for the rental of
two thousand weatherproof sockets,
two thousand 25 Watt Assorted Col-
ored Lamps, and two 2-faced Stars, to
be installed on trees approximately
twenty-five feet in height, which are
to be placed in front of City Hall;
and

WHEREAS, the lowest bid sub-
mitted was by the International Elec-
trical and Flag Decorating Company,
Inc., for the sum of One Hundred and
Fifty Dollars (\$150.00);

THEREFORE, BE IT RESOLVED,
by the Board of Commissioners of the
City of Newark that the Director of
Parks and Public Property be and he
is hereby authorized to contract with
the International Electrical and Flag
Decorating Company, Inc., for the
rental of the above-mentioned elec-
trical supplies for the City Hall trees,
for the sum of One Hundred and
Fifty Dollars (\$150.00).

Jos M Byrne, Jr
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the
Department of Parks and Public
Property has received an estimate of
Three Hundred Forty-five Dollars
(\$345.00) from Rodgers & McSween-
ey Company, general contractors, 343
High Street, Newark, N. J., for the
furnishing of certain labor and ma-
terial, set forth in a communication
dated December 8, 1938, copy of
which is attached hereto and made
part hereof;

THEREFORE, BE IT RESOLVED
by the Board of Commissioners of
The City of Newark that the Direc-
tor of the Department of Parks and
Public Property be and he is here-
by authorized to contract with Rodg-
ers & McSweeney Company, 343 High
Street, Newark, N. J., for the fur-
nishing of material and labor as set
forth in the communication attached
hereto, dated December 8, 1938, for
the sum of Three hundred forty-five
dollars (\$345.00).

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Director of the De-

partment of Parks and Public Property did, on December 1, 1938, receive informal bids for the doing of certain work and the furnishing of certain material, as set forth in the below-mentioned specifications, on the sprinkler system at the Centre Market, to wit:

**"Specifications for Sprinkle Service
At Centre Market**

Install a 6-inch sprinkler service from curb to present 6-inch main on basement ceiling, including sidewalk opening, cutting off of inside underground piping which now leak, including necessary permits, etc. Also furnish and install 1 6-inch Flange Gate O. S. & U valve inside of building."

and

WHEREAS, the lowest bid submitted was by the Industrial Automatic Sprinkler Company, for Three Hundred Five Dollars (\$305.00);

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to contract with the Industrial Automatic Sprinkler Company for the doing of the work, as set forth in the above-mentioned specifications, on the sprinkler system at the new Centre Market for the sum of Three Hundred Five Dollars (\$305.00).

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein.

WHEREAS, One Raymond Sweeney (now deceased) was employed as a watchman, Department of Parks and Public Property, and while so employed was injured on June 21, 1938, while on duty on the premises at 57 Green Street; and

WHEREAS, he was unable to work from June 21st to July 23rd, 1938, inclusive; and

WHEREAS, he was paid by the Department of Parks and Public Property for this time, with the exception of seven and one-half days, namely, from July 16th to 23d, 1938, inclusive, the amount due him for this time being the sum of Thirty-three dollars and eighty-seven cents (\$33.87); and

WHEREAS, it is the opinion of the Director of the Department of Parks and Public Property that he should have received his full salary, and that the same should be paid to his widow, Elizabeth Sweeney;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the sum of Thirty-three Dollars and Eighty-seven Cents (\$33.87) be and the same is hereby appropriated for payment of balance of salary, as aforesaid, on account of employment of Raymond Sweeney as watchman, Department of Parks and Public Property, and that the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to pay the said sum of Thirty-three Dollars and Eighty-seven Cents (\$33.87) to Elizabeth Sweeney in full satisfaction of said claim for salary.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark, that the following change appearing in the payroll of the Department of Park and Public Property for the first half of December, 1938, be and the same is hereby approved, confirmed and ratified:

CENTRE MARKET

James Hughes, Laborer, absent because of illness, returned to duty on December 8th, 1938.

Jos. M. Byrne, Jr.
Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, The City of Newark was made a party to an action brought against the County Board of Elections in the matter of placing names on the voting machines; and

WHEREAS, the successful party in the action obtained an allowance of costs amounting to One Hundred twenty dollars and fifty cents (\$120.50); and

WHEREAS, by order of Justice Parker of the Supreme Court it was directed that this item be distribut-

ed among municipalities pro rata; and

WHEREAS, the County Board of Elections has determined that Fifty-four dollars and seventy-four cents (\$54.74) is the pro rata part which the City of Newark should pay;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the sum of Fifty-four dollars and seventy-four cents (\$54.74) is hereby appropriated and directed to be paid to the Essex County Board of Elections in settlement of the pro rata share of the costs allowed against The City of Newark in the above-stated general election matter.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

Commissioner Duffy offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Tax Receipting Machines for the Department of Revenue & Finance, Newark Airport Folders for the Department of Public Affairs and Fire Fighting Equipment and automobiles for the Department of Public Safety.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. F. Duff
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Approx 3,000 cu yds Concrete Sand
(Section 420 Bureau of Streets,
Standard Spec.) truck delivery to
various streets in the city @ \$1.05
cu. yd.

The roll being called the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the
law and by the authority of the
Board of Commissioners of the City
of Newark, New Jersey, the Depart-
ment of Central Purchase publicly
solicited, received and opened bids
for furnishing and delivering mater-
ials listed below; therefore be it

RESOLVED, by the Board of Com-
missioners of the City of Newark
that the contracts for furnishing and
delivering said materials to the City
of Newark, be and the same hereby
are awarded as follows, being the
lowest formal bidders in response to
public advertisement for sealed pro-
posals, the amounts of their bids be-
ing as follows, and the Director of
the Department of Public Safety and
the City Clerk of the City of New-
ark are hereby authorized and direct-
ed to execute on the part of the City
Newark, proper contracts for furnish-
ing and delivering said materials:

BUILDERS MATERIAL SUPPLY
COMPANY—Newark, N. J.

(Public Affairs)

Approx. 25,000 bags H.E.S. Portland
Cement (Section 406-408 Bureau of
Streets Standard Spec.) truck de-
livery to various streets in City @
\$.695 bag.

HARRISON SUPPLY COMPANY—
Harrison, N. J.

(Public Affairs)

Approx. 2,400 cu. yds. Binder Stone,
Grade "G" (Section 417 Bureau of
Streets, Standard Spec.) scow de-
livery to City Asphalt Plant @
\$1.50 cu. yd.

JOHN P. CALLAGHAN, INC.—
Harrison, N. J.

(Public Affairs)

Approx. 31,000 Common Building
Bricks (Section 462 Bureau of
Streets standard spec.) truck de-
livery @ \$12.95 M.

F. BOWDEN COMPANY—
Newark, N. J.

(Public Affairs)

Approx. 20,000 Paving Brick Traf-
fic Markers (Section 461 Bureau of
Streets Standard Spec., amended as
shown in specifications) carload de-
livery to City Asphalt Plant @
\$54.50 M.

CLINTON ASPHALT ROAD OIL-
ING COMPANY—Union City, N. J.

(Public Affairs)

Approx. 25,000 gal. refined asphalt
Cement, (R.A.C. No. 3) (Sec. 425
Bureau of Streets Standard Spec.)
Truck delivery to various streets in
City @ \$.095 gallon.

LAKE ASPHALT & PETROLEUM
COMPANY—Harrisburg, Pa.

(Public Affairs)

Approx. 250 tons asphalt filler for
brick pavements blown type (Sec-
tion 440 Bureau of Streets Stand-
ard Spec.) in drums, truck or R. R.

delivery to City Asphalt Plant @ \$16.90 ton.

KOPPERS COMPANY—
Kearny, N. J.

(Public Affairs)

Approx. 25,000 gal. refined tar cement (Section 436 Bureau of Streets Standard Spec.) truck delivery to various streets in the city @ \$.0765 gal.

E. & J. COMPANY OF NEW YORK
New York City.

(Public Works and Public Safety)

One (1) E. & J. Resuscitator and Inhalator, Portable Model ICR with carriage for \$395.00.

Two (2) E. & J. Resuscitators and Inhalators, Portable Model ICR without carriage @ \$385.00 each.

One (1) E. & J. Resuscitators and Inhalators, Hospital Model IER for \$385.00.

PRICE & LEE COMPANY—
Newark, N. J.

(Parks & Public Property)

Fifty(50) Newark City Directories for 1939 @ \$20.00 copy.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that Resolution 3830, adopted by the Board of Commission-

ers on December 1, 1938, awarding and directing execution of contracts for furnishing and delivering miscellaneous materials, be and the same hereby is rescinded only insofar as it concerns contract awarded to Brick & Tile Corporation, for furnishing and delivering Common Building Bricks; said resolution in all other respects to remain in full force and effect, and granting permission to the Department of Central Purchase to readvertise for the furnishing and delivering of said common building bricks.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, certain persons receiving aid from the State Board of Guardians and who are employees of the Works Progress Administration may be discharged by reason of the expressed policy of the said Works Administration Project in relation thereto; and

WHEREAS, about five hundred (500) families in The City of Newark would be affected by such action; and

WHEREAS, it is the opinion of the Board of Commissioners of The City of Newark and the recommendation of Director Pearce R. Franklin that the employees so stated should not be discharged from their employment with W.P.A. projects; and

WHEREAS, Mayor Ellenstein has

sent telegrams to Mr. Hopkins, Federal W.P.A. Administrator, the President, the Governor, and the Senators and Congressmen from the Newark districts, requesting that the said persons be continued in their employment to the extent that the income of each family equals the security wage provided for this district;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that we the Commissioners, for and in behalf of the people of The City of Newark who are or may be affected by the recent expressed policy as aforesaid of the Works Federal Administration, do hereby appeal to the federal government to modify its proposed policy in the matter of persons receiving aid from the State Board of Guardians, that they may be continued on work projects to the extent of employment to equalize the difference between the money received as State wards and the security wage prescribed for this district, which is presently Sixty dollars and fifty cents (\$60.50).

The City Clerk be and he is hereby instructed to forward certified copies of this resolution to the President, Franklin D. Roosevelt; Harry L. Hopkins, Federal Works Progress Administrator; United States Senators Smathers and Milton, and Congressmen Hartley, Vreeland and Kean.

M. Ellenstein
Pearce R. Franklin
Vincent J. Murphy
Jos. M. Byrne, Jr.
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas; Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Susan Ullrich, owner; for the construction and operation of a gasoline service station and lubritorium in a 2nd business district; premises 395-397 South Tenth Street; same to be constructed and operated in conformity with the rules of the Board of Adjustment; such use to be limited to the period ending eight years from date hereof;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Franklin: I move we concur in the recommendation of the Board of Adjustment.

Mayor Ellenstein: Were there any objectors?

Mr. Rankin: There were at the meeting, yes, sir. There were two in person and there were petitions filed.

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I second the motion.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The following communication was received and read:

Board of Adjustment

Newark, N. J., December 13, 1938.
The Board of Commissioners
of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body in accordance with Section 9, Chapter 274, P. L. 1928, (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

829-837 Sandford Avenue; Gulf Oil Corporation, owner; in a 1st business district alterations to present gasoline station (additional pumps and driveways) — (No objectors);

*114-116 Bank Street; Carlo Veroni; renewal of permit for automobile parking station; such use to be limited to the period ending July 18, 1940;

*586-602 Broad Street; Joseph Feldheim; renewal of permit for automobile parking station; such use to be limited to the period of one year ending December 21, 1939.

Respectfully submitted,
Board of Adjustment,
R. B. Rankin, Secretary.

Received, copy to be sent to each Commissioner and further action postponed to December 21, 1938.

Mayor Ellenstein: I will entertain a motion that the rules be suspended in the two matters of renewals.

Commissioner Franklin: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Carlo Veroni (Frank Pinto, owner); for the renewal of permit for automobile parking station; premises 114-116 Bank Street; such use to be limited to the period ending July 18, 1940;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any per-

son who desires to be heard in opposition to this application?

Commissioner Byrne: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Feldheim (Chase National Bank and Estate of R. Wayne Parker, owners); for the renewal of permit for automobile parking station; premises 586-602 Broad Street; such use to be limited to the period of one year ending December 21, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

Mayor Ellenstein: Is there any person who desires to be heard in opposition to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The other matter will take its usual course and be heard one week from today on December 21.

Commissioner Duffy: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
MICHAEL P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., December 21, 1938

A regular meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein: The Clerk will read the minutes of the previous meeting.

Commissioner Franklin: I move we dispense with the reading of the minutes.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

The City Clerk presented An Ordinance to amend Section 744 of the Revised Ordinances of The City of Newark (Revision of 1913), and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Does any citizen desire to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion

was declared adopted by the following votes

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance to amend Section 744 of the Revised Ordinances of The City of Newark (Revision of 1913).

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that said ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the title of "An Ordinance to amend Section 744 of The Revised Ordinances of The City of Newark (Revision of 1913)," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend Section 744 of The Revised Ordinances of The City of Newark (Revision of 1913).

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The City Clerk presented An Ordinance to amend an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'An Ordinance to regulate and establish the opening and closing hours of establishments licensed for the sale of alcoholic beverages and fixing a penalty for violation of the provisions thereof,' adopted July 25th, 1934, and stated that today was the time fixed for a further hearing, this being the adjourned date for same.

The Board then entered upon said hearing.

Mayor Ellenstein: Is there any person who desires to be heard on this ordinance?

(No response).

No one appearing, Commissioner Duffy moved that the public hearing be closed.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the following ordinance be taken up on second reading:

An Ordinance to amend an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'An Ordinance to regulate and establish the opening and closing hours of establishments licensed for the sale of alcoholic beverages and fixing a penalty for violation of the provisions thereof,' adopted July 25th, 1934, and amended April 10th, 1935, July 3rd, 1935, and December 23rd, 1936."

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the ordinance by sections:

Title declared open to amendment.

Section 1 declared open to amendment.

Section 2 declared open to amendment.

Section 3 declared open to amendment.

The ordinance was declared open to amendment in all its parts.

Commissioner Duffy moved that the ordinance be adopted on second reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be ordered to a third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that the ordinance be taken up on third reading and final passage.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy moved that

the title of An Ordinance to amend an ordinance entitled: 'An Ordinance to amend an ordinance entitled: 'An Ordinance to regulate and establish the opening and closing hours of establishments licensed for the sale of alcoholic beverages and fixing a penalty for violation of the provisions thereof,' adopted July 25th, 1934, and amended April 10th, 1935, July 3rd, 1935, and December 23rd, 1936," be taken for its third reading.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

The Clerk then read the title of the ordinance as follows:

An Ordinance to amend an ordinance entitled: "An Ordinance to amend an ordinance entitled: 'An ordinance to regulate and establish the opening and closing hours of establishments licensed for the sale of alcoholic beverages and fixing a penalty for violation of the provisions thereof,' adopted July 25th, 1934, and amended April 10th, 1935, July 3rd, 1935, and December 23rd, 1936.

The ordinance having been read three times was then declared to be upon its third and final passage.

The roll being called, the ordinance was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

RESOLVED: That the sum of Eight Hundred Seventy-three Dollars (\$873.00) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills

and claims of the Department of Revenue and Finance, as follows:

Tax Board\$873.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twelve Thousand Three Hundred Eighty-eight Dollars and Thirty-five Cents (\$12,388.35) be and the same is hereby appropriated to persons named on the annexed certified lists, being the bills and claims of the Department of Revenue and Finance, as follows:

Director's Office	\$ 419.64
Comptroller's Office	4,646.10
Auditor's Office	897.24
Treasurer's Office	765.85
Tax Receiver	345.69
Tax Revaluation	35.43
Deputy Tax Collectors	92.96
Tax Board	4,852.86
Street Improvement	
Charges	2.20
District Courts	330.34
	<hr/>
	\$ 12,388.35

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED That the sum of Seventy-three Thousand, Nine Hundred Dollars and Eight Cents (\$73,900.08) be and the same is hereby appropriated to the persons named on the attached certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Surplus and Deficiency\$73,900.08

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Hundred Eighty-four Thousand Nine Hundred Fifty-eight Dollars and Twenty-nine Cents (\$484,958.29) be and the same is hereby appropriated to persons named on the annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Sinking Fund and
Interest\$484,958.29

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Twenty Thousand Dollars (\$20,000.00) be and the same is hereby appropriated to persons named on the

annexed certified list, being the bills and claims of the Department of Revenue and Finance, as follows:

Policemen's and Firemen's
Pension Fund\$ 20,000.00

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand Nine Hundred One Dollars and Twenty-five Cents (\$2,901.25) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the payrolls for the Board of Assessment and Revision of Taxes, Arrears of Personal Taxes and Receiver of Taxes, of the Department of Revenue and Finance from November 14th to December 3rd, inclusive, as follows:

Board of Assessment and	
Revision of Taxes, Nov.	
14th to Nov. 26th	\$ 630.00
Arrears of Personal Taxes,	
Nov. 22nd to Dec. 3rd....	905.00
Receiver of Taxes, Nov.	
21st to Dec. 3rd	1,366.25
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	\$ 2,901.25

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy,

Franklin, Murphy, Mayor Ellenstein

RESOLVED: That the sum of Twenty-three Thousand Six Hundred Seventy-eight Dollars and Thirty-Seven Cents (\$23,678.37) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance, from December 1st to 15th, 1938, as follows:

Director's Office	\$ 1,341.66
Controller's Office	2,899.06
Auditor of Accounts	2,095.00
City Treasurer	896.64
Receiver of Taxes	2,559.52
Personal Taxes	1,901.95
Board of Assessment and	
Revision of Taxes	8,427.13
Revaluation Bureau	404.14
Board of Assessments for	
Local Improvements	869.98
First District Court	1,179.16
Second District Court	1,104.14
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	\$ 23,678.37

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED: That the sum of Four Thousand, Three Hundred Nineteen Dollars and Twenty-seven Cents (\$4,319.27) be and the same is hereby appropriated to the persons named on the annexed certified lists, being the bills and claims of the Department of Public Safety, as follows:

License Division	\$ 304.50
City Clerk (Municipal Board of Alcoholic Beverage Control)	65.00
Police Courts	25.00
Fire Division	284.75
Police Division	3,229.55
Building Division	102.86
Electrical Division	64.11
Department of Central Purchase	243.50
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	\$ 4,319.27

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Twenty-five Thousand, Five Hundred Eight Dollars and Fourteen Cents (\$225,508.14) be and the same is hereby appropriated to the persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety, from December 1st to 15th, 1938, incl., as follows:

Director's Office	\$ 916.66
License Division	714.57
Building Division	3,137.47
Electrical Division	2,009.48
First Criminal and Family Courts	1,187.48
Second Criminal Court	506.23
Third Criminal Court	354.16
Night Police Court	272.17
Department of Central Purchase	1,905.82
Fire Division	81,794.65
Police Division	132,709.45
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	\$225,508.14

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED: That the sum of Ten Thousand, Three Hundred Dollars and Sixty-two Cents (\$10,300.62) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Administration\$10,300.62

Pearce R. Franklin
Jos. M. Byrne, Jr.
M. P. Duffy
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-four Thousand, Five Hundred Forty-one Dollars and Thirty-eight Cents (\$44,541.38) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Outdoor Poor Department \$	41.80
Bureau of Baths	692.96
Convalescent Hospital	2,321.85
Bureau of Health	1,285.03

Newark City Alms House	5,872.08
Newark City Hospital	29,233.59
Newark City Home	4,547.57
Board of Adjustment	17.20
Law Department	43.06
Director's Office	84.18
Newark City Home	66.98
Newark City Alms House	55.57
Sesqui-Centennial Celebration	4.00
Fourth of July Celebration	232.58
Board of Adjustment	42.93
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	\$ 44,541.38

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 M. P. Duffy
 M. Ellenstein
 Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Ninety-eight Thousand, One Hundred Thirty-eight Dollars and Eight Cents (\$98,138.08) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payroll of the Department of Public Works, for the first half of December, 1938, as follows:

Director's Office	\$ 1,566.65
Bureau of Health	23,293.72
Newark City Hospital	23,422.86
Convalescent Hospital	1,969.82
Newark City Home	3,266.57
Bureau of Baths	5,189.14
Newark City Alms House	2,363.15
Ivy Hill Power Plant	2,526.26
Outdoor Poor Department	2,119.98
Law Department	3,880.79
Board of Adjustment	460.00
Emergency Relief—	
Administration	28,079.14
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	\$ 98,138.08

Pearce R. Franklin
 Jos. M. Byrne, Jr.
 M. P. Duffy
 M. Ellenstein
 Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Four Thousand, Five Hundred Twenty Dollars (\$4,520.00) be and the same is hereby appropriated to the persons named on annexed certified lists, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief Direct.....\$4,520.00

Pearce R. Franklin
 M. P. Duffy
 M. Ellenstein
 Jos. M. Byrne, Jr.
 Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED: That the sum of Eleven Thousand, Five Hundred Seventy-two Dollars and Fifty-one Cents (\$11,572.51) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from December 1st to December 15th, 1938, as follows:

Director's Office	\$ 879.99
Smoke Abatement	154.16
Public Buildings	8,105.12

Municipal Farmers' Market	116.66
Weights and Measures	481.66
Printing and Stationery....	180.00
Shade Tree	1,457.49
W. P. A. Project No. 1485-7	145.83
Centre Market	51.60

\$ 11,572.51

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand, Six Hundred Ninety-Three Dollars and Eighty Cents (\$3,693.80) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending December 14th and December 17th, 1938, as follows:

Shade Tree	\$2,391.80
Public Buildings	1,302.00

\$3,693.80

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of

One Thousand, Eight Hundred Twenty Dollars and Six Cents (\$1,820.06) be and the same is hereby appropriated to the persons named on the annexed certified list, same being the bills and claims of the Department of Parks and Public Property, as follows:

Director's Office	\$ 513.20
Printing and Stationery....	213.40
Public Buildings	13.70
Smoke Abatement	214.43
W. P. A. Project No. 1485-7	452.86
Weights and Measures	135.14
W. P. A. Project No. 2181-7	263.21
Shade Tree	14.12

\$ 1,820.06

Jos. M. Byrne, Jr.
M. Ellenstein
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED: That the sum of One Hundred Thousand, Eight Dollars and Eighty Cents (\$100,008.80) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$ 38,065.47
Street Cleaning	13,875.38
Streets	1,114.89
Surveys	238.00
Newark Labor Relations Board	47.72

Newark Airport	2,504.95
Industrial Commission	1,994.32
Docks	1,358.97
Airport Construction	277.48
Public Lighting	31,319.68
Director's	5.65
Sewers	806.56
House Sewer Connections	513.41
Motors	7,500.89
City Clerk (Elections)	15.75
City Clerk	319.68
Contingent Account	50.00
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	\$100,008.80

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Six Thousand, Three Hundred Forty-four Dollars (\$6,344.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Construction WPA	
Project No. 3531-7	\$ 6,007.13
Sewer Construction WPA	
Project No. 601	115.31
Sewer Construction WPA	
Project No. 4813	171.56
Street Construction WPA	
Project No. 3531	50.00
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	\$ 6,344.00

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Hundred Sixty-six Dollars and Fifty Cents (\$266.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water (WPA Project No. 2967)	\$ 182.50
Water (WPA Project No. 4533)	84.00
	<hr/>
	\$ 266.50

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Three Hundred Fifty Dollars (\$350.00) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water	\$350.00
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M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Thirty-five Thousand One Hundred Dollars and Twenty-three Cents (\$35,100.23) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, weekly payroll, period ending December 14, 1938:

Newark Airport	\$ 2,347.30
Bureau of Motors	2,619.32
Bureau of Streets	1,655.81
Bureau of Sewers	705.33
House Sewer Connections	546.06
Bureau of Street Cleaning	17,657.41
Street Construction	591.55
Bureau of Docks	671.00
Bureau of Water	8,206.45
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	\$ 35,100.23

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-eight Thousand, Six Hundred Twenty-two Dollars and Ninety-six Cents (\$48,622.96) be and the same hereby is appropriated to the persons named as per certified list attached, being the gross amount of bills contracted and chargeable to the De-

partment of Public Affairs, as follows:

City Treasurer, Semi-Monthly Payroll Period Dec. 1st-Dec. 15th, 1938, both incl.:

Director's Office	\$ 1,439.57
Newark Airport	1,254.99
Bureau of Lighting	420.00
Bureau of Streets	3,108.28
Sidewalks	216.66
House Sewer Connections..	380.82
Bureau of Sewers	1,119.14
Bureau of Street Cleaning	4,219.08
Bureau of Surveys	3,101.66
Engineering Division	1,023.33
Bureau of Motors	1,927.63
Bureau of Water	19,647.38
Street Construction	2,915.79
Bureau of Docks	1,095.00
Newark Labor Relations Board	280.00
Sewer Construction	774.57
Airport Construction	1,515.00
City Railway Construction	645.83
City Clerk	3,158.23
Elections	375.00
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	\$ 48,622.96

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Two Thousand, Eight Hundred Eighty Dollars and Fifty Cents (\$2,880.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, Weekly Payroll,
Period Ending December 3rd, 1938:**

**Bureau of Street Cleaning—
Emergency Snow Removal \$2,880.50**

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Five Hundred Eighty-two Dollars and Thirty-eight Cents (\$582.38) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning\$582.38

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Eighty-two Thousand, Nine Hundred Fifty-two Dollars and Twenty-five Cents (\$82,952.25) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning—Snow
Removal\$79,409.75
Street Cleaning—Snow
Removal 3,542.50

\$82,952.25

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of Forty-four Thousand, Eight Hundred Thirty-two Dollars and Fifty-two Cents (\$44,832.52) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Sewer Construction (WPA
Project No. 601)\$ 327.17
Sewer Construction (WPA
No. 3012) 182.15
Street Construction (WPA
No. 3531) 98.75
Street Construction (WPA
No. 3531) 43,724.45

\$ 44,832.52

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED That the sum of One Hundred Fifty-one Dollars and Five Cents (\$151.05) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Newark Airport\$151.05

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED: That the sum of One Thousand, Three Hundred Thirty-eight Dollars and Seventy-four Cents (\$1,338.74) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Street Cleaning	\$ 75.10
Docks	36.01
Newark Airport	83.03
Newark Labor Relation Board	14.22
Streets	77.58
Surveys	15.01
City Railway Construction	9.85
Motors	47.17
Director's Office	31.67
Sewers	61.94
City Clerk	596.40
Water	272.63
Street Construction (WPA Project No. 3631)	18.13
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	\$ 1,338.74

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Murphy offered the following resolutions:

WHEREAS, The Board of Commissioners has heretofore adopted the ordinances hereinafter described, and the Board of Commissioners desires to make further provision for the issuance of Bond Anticipation Notes authorized by said ordinances; NOW, THEREFORE,

BE IT RESOLVED, By the Board of Commissioners of the City of Newark, that there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$125,000 Municipal Airport Bonds of the City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on September 7, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$125,000, for the purpose of renewing \$125,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of December, 1938.

FURTHER RESOLVED, That there shall be issued at this time pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$125,000 Sewer Bonds of the City of Newark, and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Com-

missioners on August 31, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$125,000, for the purpose of renewing \$125,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of December, 1938.

FURTHER RESOLVED, That there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$200,000 Water Bonds of the City of Newark and providing for the issuance of bond anticipation notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on August 31, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$200,000, for the purpose of renewing \$200,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of December, 1938.

FURTHER RESOLVED, That there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of enlarging and extending the sanitary and storm water sewer system of said City," adopted by the Board of Commissioners on October 6, 1937, Bond Anticipation Notes of said City of the aggregate principal amount of \$50,000, for the purpose of renewing \$50,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of December, 1938.

FURTHER RESOLVED, That there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of the City of Newark for the purpose of resurfacing public streets and roads in said City," adopted by the Board of Commissioners on October 6, 1937, Bond

Anticipation Notes of said City of the aggregate principal amount of \$200,000, for the purpose of renewing \$200,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of December, 1938.

FURTHER RESOLVED, That there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of \$250,000 Street Improvement Bonds of The City of Newark, and providing for the issuance of Bond Anticipation Notes in anticipation of the issuance of such bonds," adopted by the Board of Commissioners on August 23, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$250,000, for the purpose of renewing \$250,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of December, 1938.

FURTHER RESOLVED, That there shall be issued, at this time, pursuant to the ordinance entitled "An Ordinance providing for the issuance of bonds of The City of Newark for the purpose of constructing water mains in certain public streets and roads in said City," adopted by the Board of Commissioners on August 23, 1938, Bond Anticipation Notes of said City of the aggregate principal amount of \$85,000, for the purpose of renewing \$85,000 Bond Anticipation Notes heretofore issued pursuant to said ordinance and payable on the 30th day of December, 1938.

FURTHER RESOLVED, That each of the notes to be issued pursuant to this resolution shall be dated on or about the date of its issuance and shall be payable not more than six months after its date, and shall bear interest at a rate which shall not exceed six per centum (6%) per annum.

FURTHER RESOLVED, That each of said notes shall be signed by the Director of the Department of Revenue and Finance and shall be countersigned by the Mayor and City Auditor and shall be under the seal of said City and attested by the City Clerk, and said officers are authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution and statutes of New Jersey.

FURTHER RESOLVED, That the power to determine any matter with respect to said notes not determined by this resolution, and also the power to sell said notes, is hereby delegated to the Director of the Department of Revenue and Finance, who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

FURTHER RESOLVED, That said Director be and he hereby is directed to report to the Board of Commissioners the amount, description, interest rate and maturities of any of said notes sold pursuant to this resolution, at the meeting of said Board of Commissioners next succeeding the sale of such notes so sold.

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED By the Board of Commissioners of the City of Newark, that pursuant to Local Budget Act R. S. 40: 2-30, Transfers of Appropriations, that the Director of Revenue and Finance be and he is hereby authorized to make the following transfers to and from Budget Appropriations:

Printing and Stationery	
To Public Buildings	\$3,000.00
Centre Market	
To Public Buildings	105.00
City Hospital	
To Health Department	11,500.00
City Hospital	
To Director's Office—	
Public Works	1,000.00
City Hospital	
To Alms House	500.00
Convalescent Hospital	
To City Home	1,500.00
Convalescent Hospital	
To Ivy Hill Power House ..	500.00
Celebration of Holidays	
To Public Baths	300.00
Celebration of Holidays	
To Public Outings	15.00
Foreclosure Costs	
To Director's Office—	
Revenue and Finance	500.00
Sinking Fund Commission	
To Director's Office—	
Revenue and Finance	500.00
Treasurer's Office	
To Comptroller's Office	100.00
Treasurer's Office	
To Auditor's Office	3,300.00
Assessments for Local	
Improvements	
To Auditor's Office	8,050.00

Assessments for Local Improvements To Tax Board	3,450.00	Bureau of Streets To Public Lighting	10,000.00
Tax Revaluation To Tax Board	3,500.00	Bureau of Sewers To Public Lighting	2,350.00
Foreclosure Costs To Tax Board	2,880.00	Surveys To Public Lighting	3,750.00
Foreclosure Costs To Tax Receiver	3,300.00	Labor Relations Board To Street Cleaning	8,000.00
District Courts To Tax Receiver	1,700.00	Industrial Commission To Street Cleaning	5,000.00
Foreclosure Costs To Personal Arrears	4,250.00	City Clerk To Street Cleaning	3,500.00
Foreclosure Costs To Auditor's Office	7,000.00	Elections To Street Cleaning	2,000.00
Foreclosure Costs To Tax Receiver	2,250.00	Outdoor Poor To Health Department	7,000.00
Foreclosure Costs To Tax Board	8,000.00	Board of Adjustment To Health Department	2,500.00
Foreclosure Costs To Comptroller's Office.....	6,800.00	Vincent J. Murphy Jos. M. Byrne, Jr. M. Ellenstein M. P. Duffy Pearce R. Franklin	
Fire Department To Police Department	4,747.25	The roll being called the resolution was declared adopted by the follow- ing votes:	
License Division To Police Department	2,943.68	Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.	
Building Division To Police Department	170.00	WHEREAS, Harold O. Carter was in the year 1935 the owner of the land and premises known and desig- nated as numbers 45 and 47 North Twelfth Street, in the City of New- ark, in the County of Essex and State of New Jersey, which land and prem- ises are also known as Block 1921, Lot 55, on the Assessment Maps of the City of Newark; and,	
Electrical Division To Police Department	448.77	WHEREAS, the said Harold O Carter is the present owner of said land and premises; and,	
Police Courts To Police Department	232.00		
Central Purchase To Police Department	1,686.00		
Engineering Division To Mayor's Office	100.00		
Engineering Division To Public Lighting	900.00		

WHEREAS, the said land and premises were for the year 1935 assessed at a valuation of \$13,300.00 and that the amount due the City of Newark for the taxes for said year of 1935 was the sum of \$446.88; and,

WHEREAS, the said Harold O. Carter, owner of said land and premises was in the year 1935 a veteran of the World War, and by reason thereof, made the usual request with the Board of Assessment and Revision of Taxes of the City of Newark for an exemption of \$500.00, which exemption was allowed by the said Board of Assessment and Revision of Taxes as aforesaid, in the following manner, to wit, \$100.00 thereof was allowed on the personal taxes assessed against the said Harold O. Carter and \$400.00 thereof was allowed and to be deducted from the amount of taxes due for the year 1935 on the real estate above mentioned; that the tax rate for the year 1935 was \$3.36 per one hundred dollars and that the said sum of \$400.00 exemption allowed on said real estate amounted to the sum of \$13.44; and,

WHEREAS, the said Harold O. Carter, owner of said land and Premises, since the year 1935 when the said exemption of \$400.00 was allowed him on said real estate, comprising the sum of \$13.44, paid all his taxes covering the said land and premises for the year 1935, except the sum of \$13.44 allowed him for said exemption, which sum the said Harold O. Carter believed was properly deducted by reason of the said exemption allowed him as aforesaid from the total amount due the City for the taxes for the year, and from then on the said Harold O. Carter was under the impression that all of the said taxes due for the said year 1935 were fully paid and satisfied; and,

WHEREAS, the said Harold O. Carter was recently notified by let-

ter directed to him from Vincent J. Murphy, Director of Revenue and Finance of the City of Newark, that he still owed the sum of \$13.44, representing the amount of \$400.00 allowed him as an exemption in the year 1935 and further representing the balance due on the 1935 tax, and upon inquiry made he learned that through inadvertence the said sum of \$400.00 allowed him as said exemption on the said real estate amounting to the sum of \$13.44 was not deducted from the said taxes due for the year 1935 and is now open of record and remain a lien against the said real estate; that the said error was caused by the said Board of Assessment and Revision of Taxes of the City Newark, or by some clerk in charge thereof, failing to report to the Essex County Tax Board of said exemption made, and by reason thereof, the said exemption was not properly recorded on the City records; and,

WHEREAS, the said Harold O. Carter, desires to have the matter adjusted and therefore prays that the Honorable Board of Commissioners of the City of Newark adopt this resolution to have the said sum of \$13.44 which now is open of record and a lien against said real estate cancelled of record.

THEREFORE, BE IT RESOLVED By the Board of Commissioners of the City of Newark, that the said Harold O. Carter is entitled to have the said sum of \$13.44 allowed him as an exemption upon the above real estate, representing the balance due on the 1935 taxes as aforesaid cancelled of record, and be is further resolved that the Comptroller of the City of Newark is hereby authorized to cancel from the record the said balance of \$13.44 due on the taxes for the year 1935.

Vincent J. Murphy
Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Meyer C. Ellenstein, director of the Department of Public Affairs, desires to file with the United States Works Progress Administration, a project application to employ needy professional, technical, mechanical and clerical persons to construct Mechanical Equipment Educational Exhibits for free distribution to educational institutions; and

WHEREAS, the contribution of the United States Works Progress Administration for said project amounting to \$301,952.00 is contingent upon the expenditure of \$76,200.00 by the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs is hereby authorized to expend the sum of \$76,200.00 for the purpose aforesaid.

M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, Jacob Fox has been duly engaged and authorized to act as Legislative Agent for the City of Newark, in attendance at the sessions of the State Legislature; and to advise upon matters of legislation relating to and concerning the City of Newark;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the sum of \$970.00 be and the same is hereby appropriated to Jacob Fox for services rendered as aforesaid, as set forth in copy of statement of account submitted by said Jacob Fox, attached hereto; and the Director of the Department of Revenue and Finance be and he is hereby authorized and directed to make payment of the said sum of \$970.00 to said Jacob Fox for account rendered as per attached copy of statement of account.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Nays: Commissioners Byrne, Murphy.

Commissioner Byrne offered the following resolution:

WHEREAS, the Director of the Department of Parks and Public Property deemed it necessary to make certain repairs to the elevator in the Police Headquarters Building; and

WHEREAS, said work has been performed as hereinafter set forth;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the action

of the Director of the Department of Parks and Public Property in having done the following stated work in the Police Headquarters Building be and the same is hereby approved and ratified, to wit:

September 1st to September 23rd, 1938:

Adjusting controller devices and flooring devices at Police Headquarters.

Westinghouse Electric Elevator Company,
14 Bridge Street,
Newark, New Jersey.

\$166.80

and the sum of One hundred sixty-six dollars and eighty cents (\$166.80) be and the same is hereby appropriated for the aforesaid work, and the Director of the Department of Revenue and Finance is authorized to pay same upon certification for payment by the Director of the Department of Parks and Public Property.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, that the agreement between The Central Railroad Company of New Jersey and The City of Newark, wherein the city is permitted to instal and maintain a 24" cast iron storm sewer pipe under and across the Manufacturer's Branch of said Railroad which agreement is dated

November 14th, 1938, be and the same hereby as approved and the Director of the Department of Public Affairs and the City Clerk hereby are authorized and directed to execute the same on the part of The City of Newark upon the adoption of this resolution.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for furnishing and delivering Engine Lathe for the Department of Public Safety (Fire Division), Linoleum for the Department of Parks and Public Property and Ready Mixed Concrete for the Department of Public Affairs.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that sealed proposals

received by the Department of Central Purchase, on March 24th, 1938, for furnishing and delivering Parking Meters, be and the same hereby are rejected.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, in accordance with the law and by the authority of the Board of Commissioners of the City of Newark, New Jersey, the Department of Central Purchase publicly solicited, received and opened bids for furnishing and delivering Cleaning Materials and automobiles listed below; therefore be it

RESOLVED, by the Board of Commissioners of the City of Newark that the contracts for furnishing and delivering said materials to the City of Newark be and the same hereby are awarded as follows, being the lowest formal bidder in response to public advertisement for sealed proposals, the amounts of their bids being as follows, and the Director of the Department of Public Safety and the City Clerk of the City of Newark are hereby authorized and directed to execute on the part of the City of Newark, proper contracts for furnishing and delivering said cleaning materials and automobiles:

FISCHER'S AUTO SALES COMPANY—Newark, N. J.

(Public Safety)

One (1) or more Ford V-8 coupes, 1939, latest model, 91A, 85 H. P.

color white or black as ordered @ \$714.00 ea.

ALLOWANCES:

Car Number

41 Ford 1937 Coupe.....	\$150.00
42 Ford 1937 Coupe.....	150.00
43 Ford 1937 Coupe.....	150.00
51 Ford 1937 Coupe.....	150.00
52 Ford 1937 Coupe.....	150.00
61 Ford 1937 Coupe.....	150.00
62 Ford 1937 Coupe.....	150.00
63 Ford 1937 Coupe.....	150.00
71 Ford 1937 Coupe.....	150.00
72 Ford 1937 Coupe.....	150.00

One (1) or more Ford V-8, 1939 Model 91A 85 H. P. Fordor Sedans \$789.00 ea.

Allowance Car No. 116, Ford Sedan, 1937, \$235.00.

One (1) One-tonner closed cab chassis, equipped with Special Emergency Body for \$1,244.00.

GRIGGS MOTOR SALES, Inc.—
Newark, N. J.

(Public Safety)

One (1) or more Ford V-8 coupes, 1939, latest model 91A, 85 H. P. color white or black as ordered @ \$714.00 ea.

ALLOWANCES:

Car Number

10 For 1937 Coupe.....	\$150.00
11 Ford 1937 Coupe.....	150.00
13 Ford 1937 Coupe.....	150.00
14 Ford 1937 Coupe.....	150.00
20 Ford 1937 Coupe.....	150.00
21 Ford 1937 Coupe.....	150.00
22 Ford 1937 Coupe.....	150.00
31 Ford 1937 Coupe.....	150.00
32 Ford 1937 Coupe.....	150.00
33 Ford 1937 Coupe.....	150.00
40 Ford 1937 Coupe.....	150.00

One (1) Ford one-tonner closed cab chassis, equipped with special full panel body, \$1,498.00.

Allowance Car No. 112, 1932 Chrysler box body, \$25.00.

HAGIN & KOPLIN, INC.—
Newark, N. J.

(Public Safety)

(One (1) or more Ford V-8 coupes, 1939 latest model 91A, 85 H. P., color white or black as ordered @ \$714.00 ea.

ALLOWANCES:

Car Number

73 Ford 1937 Coupe	\$150.00
81 Ford 1937 Coupe	150.00
82 Ford 1937 Coupe	150.00
83 Ford 1937 Coupe	150.00
84 Ford 1937 Coupe	150.00
85 Ford 1937 Coupe	150.00
86 Ford 1937 Coupe	150.00
87 Ford 1937 Coupe	150.00
113 Chevrolet 1932 Coupe.....	50.00
114 Chevrolet 1932 Coupe	50.00

One (1) or more Ford V-8, 1939 Model 91A 85 H. P. Fordor Sedans @ \$789.00 each.

ALLOWANCES:

Car 104 Ford Sedan, 1937.....	\$235.00
Car 98 Ford Sedan 1937.....	235.00

One (1) Ford 157" wheelbase closed cab chassis with Lineman's Body for \$2,920.00.

ALLOWANCE: Car 129, 1932 Chevrolet Truck, \$30.00.

FISCHER-COHEN COMPANY
LEWIS-PAPER & SUPPLY CO.
THE SANIFECT COMPANY
SANI-KEM SUPPLY COMPANY—

Cleaning materials for the Department of Parks & Public Property,

at the unit prices shown on list on file in the office of the Department of Central Purchase.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

WHEREAS, the Public Library of Newark, New Jersey, is the beneficiary under the last will and testament of James E. Howell, of the residue of the estate after the death of Minnie L. Howell, and Minnie L. Howell now being deceased, and the Library being entitled to the residue thereof; and

WHEREAS, by the terms of a certain agreement entered into between the Trustees and the Library it was agreed that certain assets of the estate would be turned over to the Library; and

WHEREAS, the Fidelity Union Trust Company, as Trustees, are prepared to turn over to the Board of Trustees of the Library the assets hereinafter set forth;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the Board of Trustees of the Public Library of Newark, New Jersey, be and they are hereby authorized to receive the following property being of the residue of the Estate of James E. Howell, deceased:

50 shares Chapultepec Land Improvement Company, Capital \$100. par.

12 shares Rapid Transit Street
Railway Co., Capital no par.

beneficial interests in the following
mortgage trusts of Fidelity Union
Trust Company.

Mtge No.	Amount	Maker
62971	4000/ 12,000ths	Constant Segal
64877	2500/ 7,000ths	Otto L. Oman
67854	1800/ 70,000ths	Bella Chausmer
68373	4500/204,000ths	Solow Realty Co.
70803	1000/192,000ths	D. I. M. Construction Corp.
72415	7000/511,500ths	Otto H. Albanesius
73367	2500/ 42,200ths	Nathan Dishler
73971	8000/235,000ths	Durham Apartments, Inc.
75110	2000/ 69,500ths	William Liss
81773	4600/207,100ths	Gerber Bros., Realty Co., Inc
81805	3000/238,000ths	1013/17 Broad St., Newark, N. J. (Real Estate)
82069	2500/640,000ths	Ritz Holding Co.
84100	6,000/379,000ths	Harrison St. Holding Co., Inc.
87450	500/ 12,000ths	Gelsomina Rita

and the said Board of Trustees of the
Public Library be and they are here-

by authorized to execute a release to
the aforesaid Trustees for the afore-
said property for and in behalf of The
City of Newark and the Public Li-
brary of The City of Newark.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Com-
missioners of The City of Newark
that Resolution No. 3918-F, adopted
December 14, 1938, whereby Thirty-
three dollars and eighty-seven cents
(33-87) due Raymond Sweeney, de-
ceased, for wages as former employee
of the Department of Parks and Pub-
lic Property be amended by substitut-
ing payment thereof to Estate of
Raymond Sweeney, instead of Eliza-
beth Sweeney.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called the resolution
was declared adopted by the follow-
ing votes:

Yeas: Commissioners Byrne, Duffy,
Franklin, Murphy, Mayor Ellenstein.

RESOLVED, by the Board of Com-
missioners of the City of Newark
that the following changes appearing
in the payroll of the Department of
of Parks and Public Property for the
last half of December, 1938, be and
they are hereby approved, confirmed
and ratified:

PUBLIC BUILDINGS

Benjamin Krusch and Alfonso Gianella, temporary Mason-Plasterers, will terminate their services on December 23rd, 1938.

Peter Reilly, Engineer, died on December 17th, 1938, and his name will no longer appear on the payroll.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Commissioner Duffy offered the following resolutions:

RESOLVED, that the resignation of Anna E. Miner, copy of which is attached, employed as Purchase Clerk in the Department of Central Purchase of the Department of Public Safety, be and the same hereby is accepted, to take effect December 15th, 1938.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein

WHEREAS, vacancies exist in the rank of Captain in Engine Company Number 9 and Engine Company Number 22 in the Fire Division, Department of Public Safety, and there be-

ing no Civil Service eligible list for said position;

NOW, THEREFORE, BE IT RESOLVED, that Fireman John J Swaykowski and Fireman Arthur Sauer, are hereby promoted to the rank of Acting Captain in said Fire Division, Department of Public Safety, pending results of Civil Service examination, at an annual salary of \$3,000, payable semi-monthly as other salaries are paid, effective January 1, 1939.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that the title of Assistant Chemist in the Department of Public Safety, Division of Central Purchase, be and the same is hereby created, effective immediately.

M. P. Duffy
Vincent J. Murphy
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

RESOLVED, that Arthur Spiegelman be and he is hereby appointed to the position of Assistant Chemist in the Division of Central Purchase, Department of Public Safety, at an annual salary of \$2,100, payable semi-monthly as other salaries are paid,

effective January 1, 1939, pending Civil Service examination.

M. P. Duffy
Pearce R. Franklin
M. Ellenstein
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, by Resolution No. 2146 adopted March 23, 1938, the Board of Commissioners of The City of Newark authorized the Director of the Department of Public Affairs and the City Clerk to execute a lease with the State Highway Commission on behalf of the State of New Jersey for certain lands adjacent to Routes 21, 25, and 29; and

WHEREAS, the State of New Jersey has requested that the said lease contain an option permitting the State to purchase the property at the end of fifty (50) years, on terms set forth in a copy of the lease hereto attached;

THEREFORE BE IT RESOLVED by the Board of Commissioners of The City of Newark that the following lease between The City of Newark and the State of New Jersey, to wit:

THIS INDENTURE made this first day of April, Nineteen hundred and thirty-eight, BETWEEN THE CITY OF NEWARK, a municipal corporation of the State of New Jersey, hereinafter called "City," party of the first part; and THE STATE HIGHWAY COMMISSIONER, acting for and in the name of the STATE OF NEW JERSEY, hereinafter called "The State," party of the second part;

WITNESSETH That the City for and in consideration of the rents, covenants, and agreements hereinafter mentioned, reserved and contained on the part and in behalf of the said State to be paid, kept and performed, does hereby demise and let unto said the State, and said The State does hereby hire and take from said City all that certain piece, parcel of tract of land hereinafter more particularly described and being part of the property owned by the City and located in the City of Newark, Essex County, New Jersey, and known and designated as Port Newark, and more particularly described as follows:

BEGINNING at a point formed by the intersection of the northeasterly line of Route 25 Northbound Connection and the Northerly line of Haynes Avenue, the first above described line being parallel to and distant twenty-five (25) feet northeasterly from the center-line of said Route 25 Northbound Connection and the second above described line being parallel to and distant sixty (60) feet northerly from the center line of said Haynes Avenue, said center line of Haynes Avenue terminating on the west at the point of intersection of the center line of Carnegie Avenue and the center line of Peddie Street produced, as shown on Map entitled "City of Newark, Department of Public Affairs, Engineering Division, Property to be leased to the State of New Jersey Highway Department, scale 1" equals 100', March 15, 1938, drawing No. 63 23 19"; Thence north 35° 21' 26" west along the northeasterly line of Route No. 25 Northbound Connection a distance of three hundred (300) feet to a point; thence north 54° 38' 34" East along a line a distance of four hundred (400) feet to a point; thence south 35° 21' 26" East along a line a distance of four hundred (400) feet to a point;

thence south 54° 38' 34" West along a line a distance of two hundred ninety-eight and two one-hundredths (298.02) feet to a point in the second above described line, and thence north 80° 55' 10" west along the second above described line a distance of one hundred forty-two and eighty-three one-hundredths (142.83) feet to the point of BEGINNING and containing 154,901 square feet (3.55 acres) of land more or less.

TO HAVE AND TO HOLD the said demised lands for and during and until the full end and term of fifty (50) years, commencing April 1, 1938, and ending March 31, 1988, said State paying the rent therefor and yielding possession thereof as is hereinafter provided;

The State, in consideration of the leasing of the aforesaid premises by the City, does hereby covenant and agree to and with the City to pay to said City the sum of one dollar (\$1.00) each and every year, as rent, for and during the term of said fifty (50) years.

It is understood and agreed by and between the said State and the City that the State will erect upon said leased premises a State Highway Garage and other facilities to be used jointly by the Equipment and Maintenance Division of the State Highway Department and it is further understood and agreed that that portion of the said leased premises not occupied by the proposed building or buildings may be used as a yard or for the storage of materials by the State Highway Department.

And it is further understood and agreed that the State will take good care of the demised premises and will maintain the building or buildings to be erected upon said premises, in good order and condition.

It is further understood and agreed

that the State will not suffer nor permit to be maintained upon any building or buildings any billboards or other advertising signs or notice of any character or description whatsoever, except that the State may maintain thereon its name and any neatly painted sign stating the use to which the premises are being devoted, subject to the approval of the Chief Engineer of the City as to size, color, style and wording of said sign.

It is further understood and agreed that the State will not let, sublet or underlet said premises or any part thereof, nor assign or sell this lease without first obtaining the written consent of the City.

It is further understood and agreed that said premises and said buildings will not be used for any purpose other than the use of the State in connection with the State Highway Department or other State agencies.

It is further understood and agreed that after the expiration of ten (10) years from the date hereof, in case the site is needed for a major development the City may terminate this lease upon six (6) months' notice of its intention to so terminate, and in that event the City will pay to the State the value of the buildings theretofore erected by the State at the then appraised value thereof, as determined by three appraisers to be selected as follows, one by the City, one by the State, and a third to be chosen by the two already selected, and the decision as to the value of said buildings shall be final and conclusive upon the City and the State, and provided, however, that the City shall pay said appraised value to the State before the State shall be required to terminate the lease.

It is further expressly understood and agreed that if the State at any time hereafter abandons the use of said demised lands for State Highway

or other State purpose, then and in that event this lease shall terminate and be at an end, and that all buildings which shall not be removed therefrom within six (6) months from date of request of the City so to do shall be and become the property of the City without the City being liable or responsible for the costs of the erection for any part thereof.

In the event that the City is legally empowered to renew this lease for a further period, the City agrees to renew this lease for such further period not exceeding fifty (50) years upon the same terms and conditions as are contained herein. In the event that the City does not renew the lease for such further period, the City agrees to pay to the State the value of the buildings heretofore erected by the State at the then appraised value thereof to be determined by three (3) appraisers in the same manner as set out above. In the event that the City is not legally empowered to renew this lease for the said further period, the City agrees to sell to the State the land heretofore leased and described above at the then market value of the land, provided, however, that no buildings or improvements made by the State shall be considered in arriving at the said market value. In the event that the State should determine to exercise this option to purchase and there is disagreement as to the said market value, the market value shall be determined by three (3) appraisers in the same manner as set out above.

IN WITNESS WHEREOF, the parties hereto have caused this indenture to be signed by their respective officers and have caused their respective seals to be hereto affixed the day and year first above written.

ATTEST

THE CITY OF NEWARK.

.....
Mayor.

.....
City Clerk.

STATE OF NEW JERSEY,

.....
State Highway Commissioner

.....
Secretary,

State Highway Department.
Approved as to form:

.....
Assistant Corporation Counsel.

Recommended:

.....
Chief Engineer.
Department of Public Affairs.

be and the same is hereby approved, and the Director of the Department of Public Affairs and the City Clerk are hereby authorized and directed to execute the within lease on the part of The City of Newark.

M. Ellenstein
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

Commissioner Franklin offered the following resolutions:

WHEREAS, the North Jersey District Water Supply Commission did on December 20, 1938, adopt the attached resolution whereby the said Commission agrees to pay to The City of Newark the sum of Seventy-five thousand dollars (\$75,000.00) on account of the money due and owing to the City of Newark by the said North Jersey District Water Supply Commission; and

WHEREAS, it appears at this time that the best interests of The City of Newark could be served by accepting the said Seventy-five thousand dollars (\$75,000.00), as provided for in the attached resolution;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the action of the North Jersey District Water Supply Commission, in borrowing the sum of Twenty-five thousand dollars (\$25,000.00) from the capital account of The City of Newark in the custody of said Commission, is hereby approved and the said North Jersey District Water Supply Commission is hereby authorized to transfer the said sum of Twenty-five thousand dollars (\$25,000) from said capital account of The City of Newark to the operating account of said Commission; and

BE IT FURTHER RESOLVED, that the sum of Seventy-five thousand dollars (\$75,000) be and is hereby accepted by The City of Newark in accordance with the terms and provisions of the attached resolution of the North Jersey District Water Supply Commission.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas. Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

WHEREAS, an emergency has arisen with respect to the emergency relief in The City of Newark, because The City of Newark has been led to believe that the State of New Jersey would make ample provision for reimbursing The City of Newark and other municipalities for emergency relief given by the municipalities during the year 1938; and

WHEREAS, the Legislature of the State of New Jersey has failed to make proper provisions for reimbursing The City of Newark and other municipalities; and

WHEREAS, by reason of the said failure of the Legislature of the State of New Jersey to make adequate provisions for reimbursing The City of Newark and other municipalities; The City of Newark is without funds for emergency relief; and

WHEREAS, no adequate provision was made in the 1938 budget for the aforesaid purpose; and

WHEREAS, R. S. 40: 2-31 provides for the creation of an emergency appropriation for the purpose above-mentioned; and

WHEREAS, the total amount of emergency appropriation created including the appropriation to be created by this resolution is Four hundred twenty-one thousand nine hundred ninety-six dollars and thirty-six cents (\$421,996.36) and three per cent of the total current operating appropriations in the budget for 1938 is Four hundred thirty-seven thousand eight dollars and eighty cents (\$437,008.80);

NOW, THEREFORE, BE IT RE-

SOLVED that an emergency appropriation be and the same is hereby made pursuant to R. S. 40: 2-31 (1) in the total amount of Three hundred thousand dollars (\$300,000.00);

BE IT FURTHER RESOLVED, that said appropriation shall be provided for in full in the 1939 budget; and

BE IT FURTHER RESOLVED, that an "Emergency Note" not in excess of the above amount be hereby authorized pursuant to R. S. 40: 2-31 and in accordance with the provisions of R. S. 40: 2-40 and 40: 2-41 and 40: 2-43 to 40: 2-46; and

BE IT FURTHER RESOLVED, that said note shall be dated December 21, 1938, may be renewed from time to time, and such note and any renewals thereof shall be payable on or before December 31, 1939; and

BE IT FURTHER RESOLVED, that a copy of this resolution be filed forthwith with the Commissioner of Local Government.

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Vincent J. Murphy
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy, Mayor Ellenstein.

Mayor Ellenstein offered the following resolution:

WHEREAS, heretofore, the City of Newark entered into lease with American Woodflour Company, (a corporatino), for the rental of certain lands, at Port Newark, which lease was authorized by resolutions of this Board; and

WHEREAS, since the running of said lease said Company has become involved in financial difficulties and is indebted to the City of Newark for past due rentals under the leases aforesaid; and

WHEREAS, Michael N. Chanallis and Frank Kidde, were appointed Trustees in Bankruptcy of said American Woodflour Company, and have qualified, and are indebted to the City of Newark for use and occupation of the demised premises from May 1, 1938, to September 19 1938, in the sum of \$878.67; and

WHEREAS, Michael N. Chanalis, as Receiver in Bankruptcy of said Company, is indebted to the City of Newark, for use and occupation of the demised premises from September 19, 1938, to November 1, 1938, which indebtedness amounts to \$254.17; and

WHEREAS, said Michael N. Chanalis and Frank Kidde, as Trustees, have insufficient funds for the payment of their obligation aforesaid; and

WHEREAS, said Michael N. Chanalis, as Receiver, has delivered and surrendered to the City the said premises, together with buildings thereon erected by the tenants at a cost of \$9,000, which building revert, by reason of the provisions of the lease between the City and the Tenant (which provision is not questioned by the Receiver) for the use and benefit of the City of Newark, which buildings have been appraised by Port Superintendent Dempsey at \$6,000; and

WHEREAS, said Michael N. Chanalis and Frank Kidde, as Trustees, have offered to settle their indebtedness to the City of Newark, for the sum of \$200; and said Michael N. Chanalis, as Receiver, has offered to the City of Newark the full amount

due for use and occupation during the period of the receivership; and

WHEREAS, in the opinion of this Board the offer aforesaid, in view of the circumstances, is a fair one and for the best interest of the city;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of The City of Newark, that in consideration of the foregoing the offer hereinabove set out be and the same is hereby accepted, that is, the Receiver and Trustees to pay to the City of Newark, in full settlement of their respective claims, the sum of \$200 for use and occupation during the period of the trusteeship, and the sum of \$254.17, for use and occupation during the period of the Receivership, in full settlement and compromise of the matters hereinabove referred to; and the proper corporate officers of the City are hereby directed to execute and deliver such legal instruments to carry this plan into effect, approved as to form by the Law Department, as may be necessary.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Murphy not voting.

Assistant Corporation Counsel Kane: I have here the corrected resolution covering the supplemental agreement with the Permutit Company.

Mayor Ellenstein: The total amount of damages as a result of the delay shall not be more than \$2,925 accru-

ing up to September 1, 1939 That is the consideration that the city receives. Of course, the completion bond is in that agreement.

Mr. Kane: Oh, yes, the bonding company have to agree to this change in the original agreement.

Mayor Ellenstein: To the supplemental agreement?

Mr. Kane: Yes.

Mayor Ellenstein: There is a covenant in the agreement that the Bonding Company that had furnished the completion bond will be a party to this agreement.

Mr. Kane: Yes. That is attached right to the agreement.

WHEREAS, the Permutit Company, one of the contractors furnishing material and installing filter equipment in connection with the four swimming pools of Newark have agreed to reduce their claim for damages because of the failure of The City of Newark to perform its part of the contract with the said Permutit Company, a copy of which agreement is hereto attached and made part hereof; and

WHEREAS, under the circumstances, it appears that this agreement would be beneficial to The City of Newark;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that the Director of the Department of Public Affairs and the City Clerk be and they are hereby authorized to enter into the attached agreement for and in behalf of The City of Newark.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioners Byrne and Murphy not voting.

(At this point Mayor Ellenstein left the meeting and Commissioner Murphy presided.)

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Gulf Oil Corporation, owner; for the alteration of present gasoline station (additional pumps and driveways) in a 1st business district; premises 829-837 Sandford Avenue;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application. Are there any objectors?

Commissioner Byrne: I move its adoption.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The following communication was received and read:

Board of Adjustment

Newark, N. J., December 20th, 1938.

The Board of Commissioners of The City of Newark.

Honorable Sirs:

At a meeting of the Board of Adjustment held this day resolutions were adopted recommending to your Honorable Body, in accordance with Section 9, Chapter 274, P. L. 1928 (40; 55-39 Revised Statutes of 1937), that the following applications for variances from the terms of the Zoning Ordinance be allowed:

594-602 Broad Street; Joseph Feldheim; in a 2nd business district the installation of two gasoline pumps on present automobile parking station; such use to be limited to the period ending December 21, 1939;

85-101 Riverside Avenue; Nesto Construction Co., owner; in a 1st industrial district the bulk of storage of oil; all installations to be subject to the approval of the Bureau of Combustibles; (No objectors);

*42 Elm Road; Patsy Quagliato; renewal of permit for two portable gasoline tanks; such use to be limited to the period of one year ending December 8, 1939.

Respectfully submitted,
Board of Adjustment.
R. B. Rankin, Secretary.

(These matters to be heard by the Board of Commissioners at its meeting of December 21, 1938).

Received and filed.

The City Clerk: One of these matters is a renewal and may be disposed of at this time under a motion to suspend the rules.

Commissioner Duffy: I so move you.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Patsy Quagliato (Donato Quagliato, owner); for the renewal of permit for two portable gasoline tanks; premises 42 Elm Road; such use to be limited to the period of one year ending December 8, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: You have heard the reading of the application. Are there any objections?

Commissioner Byrne: I move we concur in the action of the Adjustment Board.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk: I have a request for a suspension of the rules from a representative of the applicant, Nesto Construction Company. There are no objectors of record.

Commissioner Duffy: I move the rules be suspended.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Nesto Construction Co., owner; for the bulk storage of oil in a 1st industrial district; premises 85-101 Riverside Avenue; all installations to be subject to the approval of the Bureau of Combustibles;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Are there any objectors to this application?

Commissioner Duffy: I move we concur in the recommendation of the Board of Adjustment.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

The City Clerk: A representative of the applicant, Joseph Feldheim, appeared and asked for a suspension of the rules in this matter, premises 594-602 Broad Street. There are no objectors of record.

Mr. Rankin: None present. We had a letter of objection.

Mr. Fred Harries (Representing the Broad Street Association): We would like this to take the regular course and be postponed for one week.

Mr. A. King Braelow: In this matter time is of the essence. This thing came up before the Zoning Board on December 13 and there were no objectors present at that time. Yesterday we appeared before the Zoning Board and the Zoning Board after reading the letter of the objector, of the Firemen's, I believe it was, took a vote on the matter and approved it, recommended it to this Board. Our lease expires on December 31 and if this Board does not meet until Jan-

uary 4—I understand it will not—we will be ousted from the premises. Time is of great essence to my client. We operate a parking station there and their lease expires on December 31.

Commissioner Byrne: I move for a suspension of the rules.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Franklin offered the following resolution:

WHEREAS, on an appeal to the Board of Adjustment from the ruling of the Zoning Enforcement Officer the said Board, after having considered the same, recommended in writing to the Board of Commissioners of the City of Newark that the following structure or use be allowed:

Application of Joseph Feldheim (Estate of R. Wayne Parker, owner); for the installation of two gasoline pumps on present automobile parking station in a 2nd business district; premises 594-602 Broad Street; such use to be limited to the period ending December 31, 1939;

AND the matter having been considered by this Board;

IT IS RESOLVED, by the Board of Commissioners of the City of Newark, that said recommendations of the Board of Adjustment be and the same are hereby approved.

Pearce R. Franklin
M. P. Duffy
Vincent J. Murphy
Jos. M. Byrne, Jr.

Acting Mayor Murphy: Are there any objectors?

Commissioner Byrne: I move its adoption.

The roll being called, the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

Commissioner Duffy: I move we adjourn to meet Tuesday next, December 27, 1938.

The roll being called, the motion

was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Murphy.

APPROVED:

M. C. ELLENSTEIN
VINCENT J. MURPHY
JOS. M. BYRNE, JR.
M. P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., December 27, 1938.

An Adjourned meeting of the Board of Commissioners of the City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M., Standard Time.

Present: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Absent: Commissioner Murphy.

Commissioner Franklin: I move that the reading of the minutes be dispensed with.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

RESOLVED, That the sum of Seven Hundred Seventy-seven Dollars and Seventy-nine Cents (\$777.79) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Clifton Avenue)....\$	9.27
Swimming Pool Construction (Boylan Street).....	248.17
Swimming Pool Construction (Hayes Park West)	250.99
Swimming Pool Construction (Hayes Park East)	269.36
	<hr/>
\$	777.79

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Byrne.

RESOLVED, That the sum of Seven Thousand Eight Hundred and Ninety-six Dollars and Sixty-four Cents (\$7,896.64) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East) \$	48.00
Swimming Pool Construction (Boylan Street)	256.00
Swimming Pool Construction (Hayes Park West)	2,135.64
Swimming Pool Construction (Boylan Street)	2,374.48
Swimming Pool Construction (Hayes Park East)	2,365.30
Swimming Pool Construction (Clifton Avenue)	717.21
	<hr/>
\$	7,896.64

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting Commissioner Byrne.

RESOLVED, That the sum of One Thousand Nine Hundred Twelve Dollars and Seventy-four Cents (\$1,912.74) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Water—WPA 5046	\$ 322.50
Water—WPA 649	45.50
Water—WPA 4533	59.30
Sewer Construction—WPA 601	102.97
Street Construction—WPA 3531	1,382.97
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	\$ 1,912.74

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Six Thousand, Three Hundred Fourteen Dollars and Sixty-five Cents (\$6,314.65) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

Swimming Pool Construction (Hayes Park East) \$	3,538.55
Swimming Pool Construction (Boylan Street)	1,705.10
Swimming Pool Construction (Hayes Park West)	1,028.50
Swimming Pool Construction (Clifton Avenue)....	42.50
	<hr/>
	\$ 6,314.65

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Not Voting: Commissioner Byrne..

RESOLVED, That the sum of Forty-eight Thousand Five Hundred Seventy-four Dollars and Thirty Cents (\$48,574.30) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

City Treasurer, Semi-monthly Payroll, Period December 16th-December 31st, 1938, both inclusive:

Director's Office	\$ 1,439.89
Newark Airport	1,255.23
Bureau of Lighting	420.00
Bureau of Streets	3,109.56
Sidewalks	216.82
House Sewer Connections	381.14
Bureau of Sewers	1,119.78
Bureau of Street Cleaning	4,221.16
Bureau of Surveys	3,101.82
Engineering Division	1,028.41
Bureau of Motors	1,928.51
Bureau of Water	19,588.80
Street Construction	2,916.83
Bureau of Docks	1,095.00
Newark Labor Relations Board	280.00
Sewer Construction	774.89
Airport Construction	1,515.00
City Railway Construction	645.91
City Clerk	3,160.55
Elections	375.00
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	\$ 48,574.30

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Thirty-five Thousand Eight Hundred Forty-six Dollars and Fifty Cents (\$35,846.50) be and the same hereby is appropriated to the persons named, as per certified list attached, being the gross amount of bills contracted and chargeable to the Department of Public Affairs, as follows:

**City Treasurer, Weekly Payroll,
Period Ending December 21, 1938:**

Newark Airport	\$ 2,513.40
Bureau of Motors	2,593.42
Bureau of Streets	1,721.13
House Sewer Connections	488.01
Bureau of Street Cleaning	17,841.97
Street Construction	570.41
Bureau of Docks	668.60
Bureau of Water	8,644.24
	<hr/>
	\$ 35,846.50

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

RESOLVED, That the sum of Three Thousand, Six Hundred Ninety-nine Dollars and Sixty Cents (\$3,-

699.60) be and the same is hereby appropriated to the City Treasurer, same being the weekly payrolls of the Department of Parks and Public Property for weeks ending December 21st and December 24th, 1938, as follows:

Shade Tree	\$ 2,399.60
Public Buildings	1,300.00
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	\$ 3,699.60

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Eleven Thousand, Five Hundred Seventy-five Dollars and Thirty-one Cents (\$11,575.31) be and the same is hereby appropriated to the City Treasurer, same being the semi-monthly payrolls of the Department of Parks and Public Property from December 16th to December 31st, 1938, as follows:

Director's Office	\$ 880.07
Smoke Abatement	154.32
Public Buildings	8,019.44
Municipal Farmers' Market	116.82
Weights and Measures	481.82
Printing and Stationery	180.00
Shade Tree	1,457.73
W. P. A. Project No. 1485-7	145.91
Centre Market	139.20
	<hr/>
	\$ 11,575.31

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the sum of Ninety-nine Thousand Forty-three Dollars and Eighty-five cents (\$99,043.85) be and the same is hereby appropriated to the City Treasurer, being the semi-monthly payrolls of the Department of Public Works, for the last-half of December, 1938, as follows:

Director's Office	\$ 1,567.05
Bureau of Health	24,038.88
Newark City Hospital	23,427.72
Convalescent Hospital	1,970.14
Newark City Home	3,241.93
Bureau of Baths	5,189.70
Newark City Alms House	2,523.55
Ivy Hill Power Plant	2,527.02
Outdoor Poor Department	2,120.06
Law Department	3,881.83
Board of Adjustment	460.00
Emergency Relief—	
Administration	28,095.97
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	\$ 99,043.85

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Two Hundred Eleven Thousand One Hundred Thirty-two Dollars and Ninety-four Cents (\$211,132.94) be and the same is hereby appropriated to the persons named on annexed

certified list, being the bills and claims of the Department of Public Works, as follows:

Emergency Relief—

Direct\$211,132.94

Pearce R. Franklin
M. P. Duffy
Jos. M. Byrne, Jr.
M. Ellenstein

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Duffy offered the following resolution:

RESOLVED, That the sum of Two Hundred Twenty-six Thousand, one Hundred Ninety-five Dollars and Seventy-four Cents (\$226,195.74) be and the same is hereby appropriated to persons named on the annexed certified list, being the semi-monthly payroll of the Department of Public Safety, from December 16th to 31st, 1938, inclusive, as follows:

Director's Office	\$ 916.82
License Division	714.89
Building Division	3,138.19
Electrical Division	1,897.96
First Criminal and Family Courts	1,187.96
Second Criminal Court	506.71
Third Criminal Court	354.32
Night Police Court	312.49
Department of Central Purchase	1,906.14
Police Division	133,261.35
Fire Division	81,998.91
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	\$226,195.74

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Franklin offered the following resolutions:

RESOLVED, That the sum of Six Hundred Thirty-three Dollars and Thirty-three Cents (\$633.33), be and the same is hereby appropriated to the City Treasurer, being the monthly payroll of the Department of Public Works, from December 1st to 31st, 1938, as follows:

United States Social Hygiene \$633.33

Pearce R. Franklin
M. P. Duffy
M. Ellenstein
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, That the sum of Twenty-five Thousand, Sixty-seven Dollars and Sixty-seven Cents (\$25,067.67) be and the same is hereby appropriated to the City Treasurer as per annexed certified list, being the semi-monthly payrolls of the Department of Revenue and Finance, from December 16th to 31st, 1938, as follows:

Director's Office	\$ 1,342.05
Comptroller's Office	2,901.62
Auditor's Office	2,095.00
Treasurer's Office	897.20
Tax Receiver	2,560.96
Arrears of Personal Taxes	1,904.83
Arrears of Personal Taxes (Supplementary)	871.17
Tax Board	8,935.50

Tax Revaluation	404.78
Board of Assessments for Local Improvements	870.46
First District Court	1,179.32
Second District Court	1,104.78
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	\$ 25,067.67

Vincent J. Murphy
M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED: That the sum of Three Thousand Six Hundred Ninety Dollars (\$3,690.00) be and the same is hereby appropriated to the City Treasurer, covering Supplementary Payrolls of the Department of Revenue and Finance from November 25th, 1938, to December 18th, 1938, as per attached certified list:

Auditor's Office	\$ 1,055.00
Arrears of Personal Taxes	1,395.00
Comptroller's Office	150.00
Tax Board (Addressograph Division)	1,090.00
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	\$ 3,690.00

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.
Vincent J. Murphy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein offered the following resolutions:

WHEREAS, Heirs Research Bureau and Nathan Reibel have under the contract between them and the City received the sum of One Hundred Eighty-eight Dollars and Two Cents (\$188.02) from the Estate of Joseph Kaczynski, which Estate has escheated to the City for the benefit of the poor, under the laws of New Jersey, and has paid the same over to the Director of the Department of Revenue and Finance; and,

WHEREAS, by the terms of aforesaid contract they are entitled to receive fifty per cent of amount recovered;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that the Director of the Department of Revenue and Finance is authorized to accept the aforesaid sum of One Hundred Eighty-eight Dollars and Two Cents (\$188.02) from the Estate of Joseph Kaczynski and to pay out of said money received the sum of Ninety-four Dollars and One Cent (\$94.01) to the Heirs Research Bureau and Nathan Reibel, and the balance of said money to be deposited to the credit of the funds for the care of the poor of The City of Newark.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, On July 19, 1938, there was adopted by this Board Resolution No. 3019, which resolution was an Emergency Resolution, in the amount of \$40,000, to provide funds for the operation of Newark Airport; and,

WHEREAS, since the adoption of said resolution other funds have been made available for the operation of Newark Airport;

THEREFORE, BE IT RESOLVED By the Board of Commissioners of The City of Newark that Resolution No. 3019, adopted by this Board on July 19, 1933, appropriating \$40,000 to provide funds for the operation of Newark Airport (being an Emergency Resolution) be and the same is hereby rescinded.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, the Treasury Department of the Federal Government has proposed that the next Congress enact a statute which would attempt to tax future issues of municipal securities; and

WHEREAS, the effect of such a statute might vest in the Federal Government the power to tax outstanding bonds and might open the door to the taxation of municipal revenues; and

WHEREAS, the municipal financing would bear the full impact of such a tax because of the lack of authority or prospect of recoupment by the municipalities;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of The City of Newark that its opposition is hereby expressed against the proposed statute to tax municipal securities because the result thereof would be reflected in a higher inter-

est rate requirement in the sale of such securities; and

BE IT FURTHER RESOLVED that our representatives in Congress be and they are hereby requested to oppose the statute above mentioned, and the City Clerk be and he is hereby instructed to send a copy of this resolution to the United States Senators Smathers and Milton and Senator-elect Barbour, and Congressmen Hartley, Vreeland and Kean.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, by Resolution No. 3521, adopted by the Board Commissioners of the City of Newark October 13, 1938, Edward J. Jacobson was appointed Consultant Director of the City Planning Project, said appointment to become effective when the project was approved by the United States Works Progress Administration; and

WHEREAS, the Works Progress Administration has approved the project which is known as State Planning No. 3-7-5659 Essex County (31120);

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark, that the work on said project—No. 3-7-5659—Essex County (31120)—shall commence as of January 2, 1939.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne not voting.

Commissioner Duffy offered the following resolution:

RESOLVED, that the Department of Central Purchase be and it hereby is authorized and directed to advertise for sealed proposals for printing and binding City Commission minutes for 1939 and furnishing and delivering calculating, adding and listing machines, for Department of Revenue and Finance.

Bids to be received on such date and at such time as it shall in said advertisement designate.

M. P. Duffy
M. Ellenstein
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Commissioner Byrne offered the following resolutions:

WHEREAS, the Director of the Department of Parks and Public Property has received an informal bid of One hundred seventy-two dollars (\$172.00) from the Beaver Engineering Co., Inc., 59 Edison place, City, for certain work to be done in the Centre Market Building; to wit:

“Remove all the side brackets now installed around the four sides of Centre Market Building, cap up the present outlets with blank cov-

ers and gaskets and turn over to the City of Newark all fixtures."

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Director of the Department of Parks and Public Property be and he is hereby authorized to enter into an agreement with the Beaver Engineering Co., Inc., to do the following work for the price of One hundred seventy-two dollars (\$172.00), as per estimate.

"Remove all the side brackets now installed around the four sides of Centre Market Building, cap up the present outlets with blank covers and gaskets and turn over to the City of Newark all fixtures."

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

RESOLVED, by the Board of Commissioners of the City of Newark that the following changes appearing in the payroll of the Department of Parks and Public Property for week ending December 28th, 1938, be and the same are hereby approved, confirmed and ratified:—

SHADE TREE

Benjamin Krusch and Alfonse Giallanelle have been temporarily appointed Mason-Plasterers at a salary of \$14.50 per day, said appointment effective as of December 27th, 1938.

These men are not new appointees, but were former permanent employees, and are re-appointments.

Jos M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, The City of Newark in association with the United States Government, operating through the agency of the Works Progress Administration, has undertaken an extensive Work Program for the purpose of creating employment for approximately 15,000 of its residents on useful projects required for the improvement and benefit of the City and its unemployed; and,

WHEREAS, it is desirable that the City of Newark employ at its expense a qualified Industrial Engineer to represent the City in its transactions with the Works Progress Administration, and to act as Coordinator and Liaison Officer in the preparation, planning, scheduling, and operation of projects under such work program;

THEREFORE BE IT RESOLVED, that the position of such Industrial Engineer be, and the same is hereby established at a salary of Five thousand (\$5,000) dollars per annum; payable monthly by the City, out of funds appropriated in the budget for Works Progress Administration Projects;

AND BE IT FURTHER RESOLVED that the City of Newark employ as such Industrial Engineer Orland J. Ridenour, a resident of Newark, who is a member of the Society of Industrial Engineers, at the compensation hereinabove set forth, said employment and salary to commence January 1st, 1939, such employment to continue and/or terminate at the

discretion of the Board of Commissioners of the City of Newark.

Jos. M. Byrne, Jr.
M. Ellenstein
M. P. Duffy
Pearce R. Franklin

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, there is pending in the Supreme Court of the United States the following actions:

Newark Fire Insurance Company,
Appellant,

—vs.—

State Board of Tax Appeals and
The City of Newark,
Respondents.

Universal Insurance Company,
Appellant,

—vs.—

State Board of Tax Appeals of New
Jersey and The City of Newark,
Respondents.

Universal Indemnity Insurance
Company,
Appellant,

—vs.—

State Board of Tax Appeals of New
Jersey and The City of Newark,
Respondents.

which actions are in the nature of appeals from decisions of the Court of Errors and Appeals of the State of New Jersey, sustaining the taxation by The City of Newark of the properties of the above named appellants in The City of Newark; and

WHEREAS these cases grew out of appeals made by the insurance companies for taxes assessed for the year 1935; and

WHEREAS, John A. Matthews, counsellor at law, was engaged by the Board of Commissioners of The City of Newark, upon the recommendation of Frank A. Boettner, then Corporation Counsel, as special counsel to sustain the assessments of The City of Newark, and he did so in the courts of jurisdiction, to wit:

Essex County Board of Taxation

State Board of Tax Appeals

Supreme Court of New Jersey

Court of Errors and Appeals of
New Jersey;

and

WHEREAS, it is deemed for the best interests of The City of Newark that the said John A. Matthews be retained as special counsel to continue to handle the aforesaid actions in the Supreme Court of the United States; and

WHEREAS, the Corporation Counsel of The City of Newark does recommend the continuance of the aforesaid John A. Matthews as special counsel, it being understood that the employment is to be on a reasonable fee basis but the total fee or fees not to exceed Five thousand dollars (\$5,000.00) for all work in connection with the above stated cases;

THEREFORE BE IT RESOLVED by the Board of Commissioners of the City of Newark that the Honorable John A. Matthews be and is hereby engaged as special counsel to represent the City of Newark in the aforementioned actions now pending in the Supreme Court of the United States, upon the basis of a reasonable fee not

to exceed Five thousand dollars (\$5,000.00) for the preparation and defense as special counsel for The City of Newark in the above stated cases.

M. Ellenstein
M. P. Duffy
Pearce R. Franklin
Jos. M. Byrne, Jr.

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

WHEREAS, the Newark Labor Relations Board engaged Allan Weisenfeld to do special research and statistical work between December 1st, 1938, and December 15th, 1938; and

WHEREAS, the Newark Labor Relations Board certified the services were necessary in connection with the work of the said Board; and

WHEREAS, the said Allan Weisenfeld has rendered a bill in the amount of One hundred dollars (\$100.00) for the services performed; and

WHEREAS, the Newark Labor Relations Board agrees that the amount of One hundred dollars (\$100.00) is reasonable;

THEREFORE BE IT RESOLVED, by the Board of Commissioners of the City of Newark, that the sum of One hundred dollars (\$100.00) be and the same is hereby appropriated to the said Allan Weisenfeld, for research and statistical services rendered by him to the Newark Labor Relations Board; and

BE IT FURTHER RESOLVED that the said sum of One hundred dollars (\$100.00) be paid out of the Budget appropriation for the Newark Labor Relations Board.

M. Ellenstein
Jos. M. Byrne, Jr.
Pearce R. Franklin
M. P. Duffy

The roll being called the resolution was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

The following communication was received and read:

Works Progress Administration
New Jersey
17 William Street

Newark, N. J., December 27, 1938.

Mayor Meyer C. Ellenstein,
Newark, New Jersey.

Dear Mayor Ellenstein:

For the purpose of confirming the verbal statements made in reply to inquiries of those interested in the prosecution of the work by the Federal Government on the swimming pools sponsored by the City of Newark I wish to say that every effort is being made to work out the details so that the actual construction can start at the earliest possible date.

As you know during the past two weeks working schedules have been prepared by the engineers of the Works Progress Administration in collaboration with members of your engineering forces and these schedules have been submitted to the Regional Office of the Works Progress Administration, through State Headquarters and upon receipt of these schedules the Regional Office sent their representative to this office for the purpose of visually checking the work that remains to be done.

At this moment no definite starting date has been set but in reply to

the question that has been raised as to whether Federal Regulations have so changed since the supplemental projects were approved some nine months ago as to make it doubtful whether the Federal Government intended to participate further in the construction of the pools, I take this opportunity to quote from a letter written by Mr. E. C. Smith, Jr., Chief Regional Engineer, Region Number 2, Philadelphia, Pennsylvania to Mr. Robert W. Allan, Acting State Administrator dated December 22nd, 1938:

"With the sponsor furnishing all materials and equipment, we should of course, arrange the necessary details for the completion of all four pools. They have been the subject of too much adverse criticism already. Therefore, if it is desirable for any local reasons, there need be no hesitancy on your part in giving a firm commitment to the sponsor that the projects will be completed, provided they give the assurance relative to the material, as indicated above. That commitment is concurred in by this office and a formal release to operation will be given at such time in the future as proper operating schedules, etc., are submitted by your Division of Operations. Such a firm commitment being given to the sponsor should satisfy their present insistence that the projects be released for operation, and there should be no objection to deferring actual starting of our work until at least some of the winter weather has passed. Since the projects have lain idle, all the past working season, although approved in March, a delay of a couple of months more should not be protested. Certainly it will help conserve the funds in the projects, since to attempt this kind of construction during the months of January and February would prove quite expensive.

Reference is also made to the previous paragraph which states:

"In the preparation of the projects for ultimate release, it is felt advisable that in that connection, there be secured from the sponsor a signed statement to the effect that they recognize that WPA is not to furnish any material or equipment in the completion of the four swimming pools and that they, the sponsor, stand ready and able to furnish any and all material and equipment as and when it may be needed in order to secure early completion of all the work contemplated under the four projects."

It is requested that you forward to this office a letter such as suggested by Mr. Smith, stating that the Works Progress Administration will not supply any material or equipment in the completion of the four swimming pools and that the sponsor is ready and able to furnish all material and equipment as and when needed.

As soon as the Regional office definitely places its stamp of approval, insofar as the scheduling of these projects is concerned, you will be notified to the effect and the Works Progress Administration will proceed with the completion of the four swimming pools.

Yours very truly,
C. P. Malmstrom,
Branch Manager.

Mayor Ellenstein: I want to report to the Commission that inquiry in the Engineering Department, that is Chief Engineer James Costello informs me that under the project application it is the duty of the city to furnish the materials and equipment for the four swimming pools, and I am informed by him that \$400,000 will suffice for the engaging of such equipment and material, so that the

permission requested by the WPA should, without question, be adhered to, and I would suggest that a motion would be in proper order that a copy of the letter be sent to each one of the Commisisoners, and that the City Clerk retain a copy for his files, the original to be returned to my office, and that the Chief Engineer, countersigned by myself, be authorized to write to the WPA office stating that the city will furnish the equipment and material for the completion of the swimming pools.

Commissioner Franklin: I so move you.

Commissioner Duffy: I second the motion.

The roll beiny called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

Mayor Ellenstein: The last motion

authorizes the Director of Public Affairs to write to WPA in conformance with the application, stationg that the City will furnish the materials and equipment for the completion of the swimming pools.

Commissioner Franklin: I move we adjourn.

The roll being called, the motion was declared adopted by the following votes:

Yeas: Commissioners Byrne, Duffy, Franklin, Mayor Ellenstein.

APPROVED:

M. C. ELLENSTEIN
JOS. M. BYRNE, JR.
M. P. DUFFY
PEARCE R. FRANKLIN

The Board of Commissioners of
The City of Newark, N. J.

H. S. REICHENSTEIN,
City Clerk.

Newark, N. J., December 28, 1938

Franklin, Murphy, Mayor Ellenstein.

A regular meeting of the Board of Commissioners of The City of Newark, N. J., was held on the above date, in the Commissioners' Chamber, City Hall, Newark, at 11 A. M. Standard Time.

Present: Commissioner Duffy.

Absent: Commissioners Byrne,

Commissioner Duffy: There being no quorum present I declare the meeting adjourned.

APPROVED:

MICHAEL P. DUFFY.

H. E. REICHENSTEIN,
City Clerk.

CITIZENS PUBLISHING CO.
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NEWARK, N. J.

